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MISCELLANY

OF

THE SPALDING CLUB.

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THE

MISCELLANY

OF

THE SPALDING CLUB.

VOLUME FOURTH.

ABERDEEN:
PRINTED FOR THE CLUB.
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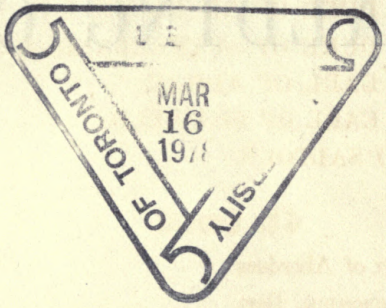

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THE SPALDING CLUB—NOVEMBER 1849.

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The Editor's Preface.

THE DUN PAPERS.

THE papers printed in the present Volume from the Charter Chest at Dun, will be found valuable in many respects. They will enable the genealogist to fill up many gaps in the pedigree of this ancient house, and to correct several mistakes in the existing tables of descent, for which, till now, he had no materials. They contribute many authentic facts illustrative of the social position of the country, and more especially of that rich district in which the messuage of the family is situated. But perhaps they will be most generally valued for the light which they throw on that "Laird of Dun," who took so active and influential a part in the Scottish Reformation. Regarding this venerable gentleman, whose public services secured to him the esteem and confidence of the various Sovereigns under whose rule he lived, as well as the veneration of the new Church which he laboured to establish, the documents now printed furnish us with a good many new and interesting particulars, more especially in the later stages of his career.

It seems likely that the Superintendent was born in 1508, the year in which his great grandfather John Erskine died. His grandfather, John Erskine, and his father of the same name, who had attained the honor of Knighthood, fell along with other members of the family in the

bloody field of Flodden, in 1513.[1] The testaments, and inventories of goods, of these two gentlemen, as confirmed before the Commissary of St. Andrew's, are now printed, and while they afford evidence of their opulence, they serve to illustrate various particulars of the agricultural arrangements of the time.

Sir John Erskine had been married to Margaret, Lady Ruthven, widow of Alexander, second Earl of Buchan, and she, in conjunction with his brother, Thomas Erskine, who afterwards fulfilled many important functions as Secretary to James V., are confirmed as his executors.

It is to be regretted that the materials for illustrating the first part of John Erskine's life are so scanty. Perhaps we may be allowed to see traces of an early connexion between him and the family of Melville, in the Instrument of Sasine in favour of the Provost and Canons of St. Salvator's College, dated 14th July, 1526 (p. 23). The precept on which this deed proceeds is granted by Erskine, with consent of Margaret, Countess of Buchan, his mother, and Robert Erskine, Rector of Glenbervy,

[1] These facts have not hitherto been known, and it has generally been supposed that the Superintendents father lived till 1534 or 1535. But considerable confusion has arisen from the number of Lairds who assumed the name of John; and it was increased by a practice which seems to have prevailed in the family, of vesting the fee of the property in the oldest son, while the father retained the liferent—both of them being designed "of Dun," at the same time.

Sir John Erskine is instructed by a charter quoted in the "Notes relating to the Family of Dun," printed in the Appendix to the Preface, and by the inventory of his estate, confirmed by the Commissary of St. Andrew's, 3d April, 1516, (p. 16.) where he is styled Sir John Erskine younger of Dun.

There is also among the charters of the Burgh of Montrose, an Instrument on the Renunciation, by Sir John Erskine of Dun, Knight, in favour of the Hospital of Montrose, of all right which he had to the Hospital's lands of Spittelschiells, lying in the shire of Kincardine, for the reason that the Master wished to build a new church from the foundation, and that the lands were now rather a loss to him than otherwise. He asks the said Master to give a recompense to his brother-german, Thomas Erskine, for his liferent interest in the lands. The deed is dated in the churchyard of Holyrood, 29th October, 1509, in presence of Mr. Patrick Panter, Secretary to the King, and Principal Master of the Hospital of the Blessed Virgin Mary, near the burgh of Montrose, Henry Graham of Morphy, Walter Foulartown, William Lamb, and John Lyon, laics, Master James Lyon of Inverkeithing, vicar, and Laurence Taillefer, with others.

(apparently his uncle,) as his curators; and it is addressed to Master Walter Mailuil, Vicar of Kylmaroun, and Richard Mailuil of Baldovey, the latter of whom was father of Andrew Melville, who acted so conspicuous a part in the troubled ecclesiastical politics of the reign of James VI. Three brothers of the latter were also ministers in the new established church.[1]

A few years after the date of this deed, and when Erskine was still little beyond the years of majority, he appears to have killed Sir Thomas Froster, a priest of Montrose. The Instrument (XV.) which preserves the record of this fact, and of the assythment or manbote paid by him to the father of the deceased, is dated 5th February, 1530. It does not, however, give any of the circumstances, beyond the fact that the deed was committed in the Bell Tower of Montrose; nor is there any record of the event elsewhere. But however this may have been, it cannot be doubted that the event must have left a painful impression on Erskine's mind, and may have given a bent to his future career.

The next deed (XVI.) instructs the marriage of John Erskine with Elizabeth Lindsay, daughter of the Earl of Crawford, of which there seems hitherto to have been no evidence;[2] the marriage, however, must have taken place sometime previously, as, on 18th February, 1534-5, he resigned the fee of the Lands of Dun to his son John, reserving his own liferent and his wife's terce.[3]

In 1537, the Laird of Dun has a licence (XVII.) to himself, his son John, and other relatives, permitting them "to pas to the partis of France, Italie, or any uthiris beyond se, and thair remane, for doing of thair pilgramagis, besynes, and uthir lefull erandis, for the space of thre yeiris."

Sir Thomas Erskine obtained from James V. (on rather a remarkable

[1] Life of Andrew Melville, by Dr. M'Crie, vol. i. p. 3.

[2] Wodrow's Biog. Collections; Notes to Life of Erskine, p. 439. Printed for the Maitland Club.

[3] Ibid. p. 409.

narrative) a gift (XXIII.) of the office of Constabulary of Montrose, which he conveyed, by the succeeding charter, (XXIV.) to his nephew, John Erskine, the Laird of Dun, in liferent, and to his son and heir apparent, John Erskine, in fee. In this last deed there is a minute specification of the powers and rights of the Constable.

In April, 1542, John Erskine of Dun, and others, obtain a licence (XXV.) permitting them "to pas to the partis of Franche, Italie, or ony vthiris beyond sey, and thair to remane for the space of twa yeris.

Erskine's first wife, Lady Elizabeth Lindsay, died on 29th July, 1538, and the charter (XXVII.) to John Erskine of Dun and Barbara de Beirle, his spouse, by Sir Thomas Erskine, his uncle, dated 20th Sept., 1543, proves that his second marriage had previously occurred.

During the years 1548-49, the Laird of Dun supported the Queen Dowager and the French party in opposing the English forces, and several letters to Erskine from Mary refer to the passing events, and shew the estimation in which he was held by her. From one of them, explanatory of the coming of the French Captain Beauschattel,[1] it would appear that Erskine had dreaded some attempt against his rights, as her Majesty assures him that there was "no intent but to keep the fort, and not to hurt him in his heritage."[2]

[1] This gentleman does not appear as one of the French captains in command of the forces who arrived in Scotland in June 1548; but "Guilliaum Bouchettell, lord of Sassie," was one of the French King's Commissioners for arranging a peace in 1550.—(Hollinshead's Scottish Chronicle, vol. ii. p. 258. 1805.)

[2] All the histories of the time speak of a brave and well conducted repulse, under the conduct of the Laird of Dun, given to the English, in an attempt to land at Montrose in the year 1548. Erskine was Provost of the Burgh at the time, and he had also received, as has been seen, a gift of the Constabulary of Montrose, a few years previously. It appears that a small hill, close to the river, was called the Fort, or Constable Hill, (Bowick's Life of Erskine, p. 62); and it is possible that Erskine may have complained to the Queen, that the occupation of this fort by the French captain, was in derogation of his rights as Constable. It appears, indeed, that about this time a feeling of jealousy arose against the French auxiliaries, on the part of the nobility and the people in general.—(Tytler, vol. vi. p. 50. Edinb. 1842.) And in 1555, an Act of Parliament was passed against such seditious persons as "hes in tymes bypast raisit amangis the commoun pepill, murmuris and

"The Counsall gevin be the deyne and cheptour of Abirdeine to my lord bischope of Abirdeine thair ordinar, at his lordschipis desyre, for reformatioun to be maid and stancheing of heresies pullelant within the diocie of Abirdeine, and the ordour prescriuit to be obseruit to the sammyn effect," included in this selection (XXXVIII.), was first printed by Bishop Keith,[1] probably from a copy furnished to him by Mr. Thomas Innes, author of "A Critical Essay on the Ancient Inhabitants of Scotland"; by whom it was, at all events, transcribed from the original. It has been several times reprinted, but probably has now for the first time been collated with the original document. It is wholly written by Robert Erskine, the Dean of Aberdeen, who (on the assumption that he is the same person as Robert Erskine, Rector of Glenbervy, already referred to) was probably uncle to the Laird of Dun, and through whom it may have come into his nephew's possession.

The "Presentation to the Altarage of St. Margaret, within the Church of Dundee, by the Constable of Dundee" (XLVII.) was printed by Crawford, in the Appendix to his Lives of the Officers of State in Scotland, p. 450. This document, so characteristic of a transition period in our ecclesiastical history, is addressed to John Erskine of Dun, Superintendant of Angus, Gowrie, and Stormonth, &c., by James Scrimgeour, Constable of Dundee, on the narrative, that "the altarage that vas superstitiouslie erectit in the honour of Sanct Margaret, Quene, situat within the kirk of Dunde, is be full richt vacant in my hand, patron of the samyn, be the decess of vmquhile Dauid Lwde chaiplane, last possessour of the samin, quhairof the nominatioun and presentatioun of ane competent persone pertenis heretablie to me in patronage, and to confer

sclanders speiking againis the Queenis grace, and sawing euill brute anent the maist Christin King of Francis subiectis send in this realm for the commoun weill, and suppressing of the auld inimeis furth of the samen."—(Acts of the Parliament of Scotland, vol. ii. p. 500.)

[1] The History of the Affairs of Church and State in Scotland, introduction, p. xiv., Edin., 1734.

and gif collatioun and institution thairapone belangis vnto you as bischop and superintendent of the samyn; and in consideratioun that the patrimonye and almouss quhilk pertenit to the said altar aucht and suld be distribut and bestowed vnto ane gud persone applying him self to godlie vsis," therefore he nominates and presents Robert Gray, son of Patrick Gray of Ballegerno, "scolar of gud ingine, hable to incress in literatur and sciences, ciuile and diuine, to the said Sanct Margaretis altarage."

It will be seen from various Letters in this collection, how generally the Laird of Dun's opinion and assistance was valued by all classes. In one addressed to him by the Earl of Montrose, and the Secretary Maitland, on 18th November, 1584, (L.), they remark that the King "hess alss gud oppynion off you at this present, as he hess off any subject in Scotland." This Letter seems to have been written with the view of obtaining Erskine's assent to certain statutes recently passed in Parliament, at the King's instance, which were generally obnoxious to the leading clergy of the day. "By these the authority of the King was declared supreme in all causes, and over all persons. It was made treason to decline his judgment, and that of his council, in any matter whatsoever; the jurisdiction of any court, spiritual or temporal, which was not santioned by his highness and the three estates, was discharged, and no persons, of whatever function or quality, were to presume, under severe penalties, to utter any slanderous speeches against the majesty of the throne, or the wisdom of the council, or to criticise in sermons, declamations, or private conferences, their conduct and proceedings. All ecclesiastical assemblies, general or provincial, were prohibited from convening, and the whole spiritual jurisdiction was declared to be resident in the bishops."[1]

The proceedings which ensued on the proclamation for the fulfilment of these enactments, whereby the ministers were required to subscribe an

[1] Tytler, vol. viii. p. 178. Edin. 1842. See also Calderwood, vol. iv. p. 198. Printed for the Wodrow Society.

obligation, recognising his Majesty's jurisdiction as above, under pain of losing their benefices, are minutely detailed in Calderwood.[1] Although the measure was very obnoxious, yet great numbers conformed, especially after the obligation had been signed by Mr. John Craig, long the colleague of Knox, and Mr. John Duncansone, preachers to the King's domestics, and John Brand, minister at Holyrood House, who, in subscribing the document, added "according to the Word of God."[2] In the next year, Calderwood notes, "subscription going on apace;" and in consequence of the part taken by Erskine, in prevailing on the ministers within his bounds to concur in the new measures, he adds, "the Laird of Dun was a pest then to the ministers in the north,"[3] Whatever there may be in this, it seems plain that the brethren "upon the exercise of Montrose, Brechin, and Mearns," were very unwilling to subscribe the obligation, either simply, or with the condition, (probably that adopted by Craig and his brethren,) although, "after guid deliberation," they adopted the latter, "haifing a gud hoip, that God, quhilk sa mitigat the apperant straitnes of the said obligation, will also work dayile mair to our confort, if we sall with thankfull hartis depend upon him." (LII.)

A letter from Patrick Adamson, Titular Archbishop of St. Andrew's, to Erskine, dated 22nd January, 1585, seems intended to give explanations about "the obligation," where he says (LI.) "the desyr of his Maiesties obligatioun extendis no forthir bot to his hienes obedience, and of sik as bearis charge be lawfull commissioun in the cuntrie, quheirof his Maiestie hes maid ane speciall chose of your lordship: as for the diocese of Dunkeld, I think your lordship will vnderstand his Maiesties meining at your cuming to Edinburght, and as ffor sik pairtis as is off the diocese of Sanct Androwis in the Merns and Anguse, I pray your lordship to tak ordour thairin for thair obedience and conformitie, as your lordship hes done befoir, that they be nocht compellit to travell forthir, bot thair suspendis may be rathir helpit nor hinderit. My lord,

[1] Calderwood, p. 209, et seq. [2] Ibid. p. 246. [3] Ibid. p. 351.

I am assurit your lordship reparing towart court salbe ane gude vork, as ye bestowit mony in your tyme for ane Godlie tranquillitie in the estait, quhilk we will luik for at the tyme appoyntit; willing your lordship in that quhilk pertenis to the diocese of Sanct Androwis, to do as ye do in Brechein, and assuring your lordship ye sall do his Maiestie acceptabill seruice. Mr. Robert Pont is heir, and avattis with me and vthiris vpoun your lordship cuming to Edinburght." And, in answer to a question which Erskine had put to him on the subject of this commission, the Archbishop says, "and quheir your lordship inquyris of the commissioun, I vnderstand the samyn vas directit to your lordship, be that samyn messinger quha cariit the letteres to me." In a postcript he adds, "The Kingis commissioun send [your] lordship vas directit to Mr. James Melvin in Arbroth." [1]

This doubtless is the patent, which Petry (as quoted by Wodrow) says he saw among the family papers, whereby the King grants "to John Erskine of Dun, our well beloved clerk and commissioner in ecclesiastick causes, the exercise of spirituall jurisdiction within the Diocie of Brechin, providing that his authority in any grave matter be limited and circumscribed to the counsell of 13 of the most wise, godlie, and ancient pastors of the said diocie, to be elected forth of the whole synodall assembly, and allowed by us, with ansuer of our privy council or most part of them."[2]

It will be observed that Erskine was at times called upon to combine secular and warlike duties with those appertaining to his spiritual charge. Thus we find his services required in assisting to recover the house of Redcastle from James Gray, son of Patrick Lord Gray, and his accomplices, by whom it had been seized and retained, (XL. XLIII.)[3]

[1] Minister of Arbroath, and brother of the better known Andrew Melville.

[2] Wodrow's Biographical Collections—Life of John Erskine of Dun, vol. i., part i., p. 67.

[3] The House of Redcastle is said to be in Erskine's hands on 20th September, 1579, (XLIII.) and he is ordered to deliver it to John Stewart, brother to the Lord Innermeith, who was to "repair to that cuntrie, and be ressoun of the deidlie feid standing betuix him

A notice also occurs regarding another and darker event of the time, where Erskine's intervention was requested. On the 25th April, 1579, John, fourth Earl of Athole, Lord High Chancellor of Scotland, died suddenly, under circumstances which led to the suspicion that he had been poisoned. He had been the leader of a great confederacy against the ex-regent Morton, and his death took place just after returning from a banquet given by Morton at Stirling, to commemorate the reconciliation of the nobles. By some, Athole's death was attributed to Morton, while in a letter of intelligence from an anonymous correspondent to Sir George Bowes, quoted by Tytler,[1] it is said, "by fame nobody is charged with this heinous fact of poison but the Lady Mar and her brother the Comptroller, quhilk is thought shall be after trial evanished; because divers does believe that this bruit hath rather proceeded upon malice, to found ane quarrel upon, nor upon any sure ground." This writer also alludes to a demand made to the King on the part of the friends of the deceased for trial and punishment, who answered that he would not fail first to take trial, and thereafter to proceed to punishment. These notices enable us to understand a letter addressed by Adam Erskine, Commendator of Cambuskenneth, to the young Laird of Dun (XLI.), wherein he states that the King had directed "his missiue to the laird your fathair, to be heir vpone the fyftene day of this instant, (May, 1579) and that for tryell of my lord of Atholis pussoning, and to that effect the King hes ordanit his haill counsall to be heir present at the said day." The young Laird is asked to do all in his power at his father's hand, "to

and sindrie nychboreis he is in danger to be persewit," he was therefore to reside in the Redcastle during his stay, "for the better saulftie of his persoun." On 12th March, 1580, (XLVIII) the House of Redcastle again appears in possession of James Gray; and the provost and baillies of Dundee are ordered to concur with the young Laird of Dun in the recovery of it. Ten days thereafter the Laird of Dun, younger, is ordered (XLIX.) by his Majesty to deliver to his "traist cousing James Lord Innermeith" the House of Redcastle, "lautlie recoverit be him furth of the handis of James Gray and certane of his adherentis."

[1] Vol. viii. p. 369.

forder him heir with dilligens, ffor my ladie Athoill, togidder with sindrie of my lord of Atholis freindis, is to be heir at the said day."

The Commendator, (who was a natural son of Thomas, Master of Erskine, son of John, fourth Lord Erskine, with which house the Laird of Dun had a common connexion),[1] adds the following sentence, which would imply that some suspicion existed against the Earl of Mar, or his wife, as stated in the above letter to Sir George Bowes. "I dout nocht bot ye will do thairin as ye tender the Kingis estait, and my Lord of Maris weill and honour: ffor thair is sindrie gret matteris to be intrettit at the said day, the quhilkis, giff thay be weill handillit at this tyme, it sall put my Lord to the gretter rest." And, in conclusion, he adds, "the King nor my loirdis freindis can be content of ane excuiss at this tyme." The issue of this matter does not appear.

The summons, at Erskine's instance, (LIII.) contains the particular items of which the "pensioun of stipend, alsveill of money as of victual, appointit to him be the kirk, as superintendent for the year 1585," consisted. The total amount in money was, £337 11s. 6d.

The victual amounted to,

Wheat about 56 chalders.
Bear, do. 12 do.
Meal, do. 8 do. 10 bolls,

payable in certain proportions out of the revenues of the Abbey of Arbroath, the Abbey of Cupar, Priory of Charterhouse, Abbey of Jedburgh, Priory of Restennet, Preceptory of Bassendow (Maisondieu of Brechin), Bishopric of Brechin, and sundry other "annuals."

From a table of "the pryces of the victuallis assignit to the ministeris

[1] From a subsequent Deed (LVI.), it appears that the young Laird of Dun had in 1583 become cautioner for Adam, Commendator of Cambuskenneth, "that he suld depart furth of the realms of Scotland, Ingland, and Ireland, within the space of 30 days after the date of his obligation," and to have remained abroad according to the King's licence to the said Adam; and that Erskine was called upon to pay his proportion of the penalty in the obligation, incurred through the said "Adame, Commendatares default."

and reidaris" for the year 1574,[1] it may be gathered that the Superintendent's salary, after converting the victual stipend into money, did not much exceed £800. The sums proposed to be assigned in 1581, to the parochial clergy were increased from what they had been, so as to give an average of about £175.[2]

The letter from the Earl of Mar and others (LXII.), written in March, 1712-13, complains that the clergy of the Episcopal Church in Scotland generally declined to take the oaths to Government, and to pray for Queen Anne, and asks the person to whom it is addressed to use his influence with such of the Episcopal ministers as were refractory, and get them to conform. At the time in question, and since his ejection from the See of Edinburgh at the Revolution, Bishop Rose had a general oversight of the depressed church; and from this circumstance, it was supposed that the letter might have been addressed to him, as being most likely to possess an influence over the clergy; but the fact of his own opinion having been against the measure advocated in the letter, detracts from the probability of the conjecture hazarded by the Editor in the heading of the letter.

It is well known that it was with great difficulty that any adequate maintenance for the support of the reformed preachers could be recovered from the tenacious grasp of the Scottish nobles, into whose hands the bulk of the property of the ancient church fell at the Reformation. In the "Epistill wrettin to ane faythfull Brother, be Johne Erskyne of Dune" (Appendix to Dun Papers, II., p. 97.), he alludes to this evil of the times. "Quhow cairfull and faithfull godlie men hes bein of the ministerie (efter the dayis of the apostles), the rentis and possessionis giffin to the kirk, be princes and otheris, dois testifie; but quhen we compair the tymes past with this age, a greit defectione aperis at this present, for the maist pairt of men, specialie the gretest of the nobilitie,

[1] Miscellany of the Wodrow Society, p. 395.

[2] Ibid. p. 327.

haifing gretest rentis in possessione, and plaicet of God in maist hie honouris, ceasis nocht, mais wiolentlie blindit with awarice, to spoilye and draw to tham selfis the possessiones of the kirk; as vnnaturall childring thai raif the mat frome the mouthe of thair mother, and thairwith also dois dewoir the puir, perisand in necessitie, to quhome iustlie pertenis a portioun of the kirkis patrimonie. They may iustlie be callit spoilyearis, becaus that thai tak to thame that quhilk pertenis to wtheris, without all guid ordour, and aganis all lawis; yet to excuis thair wrange, and to colour thair iniquitie, will bost thame selfis to be of the kirk, als weill as thai that ar placed in the ministerie, gifing no place nor prerogatione to thame that beris office in the kirk, aboue the rest of the memberis."

From this letter may be gathered the views entertained by this celebrated man, on the constitution and privileges of the church; and the sermons which follow are excellent specimens of the rough, graphic, although sometimes, to our ears, almost ludicrous style of pulpit composition of the day.

The "Letter wrettin to the Queinis Grace and Regent, be the Professouris of Christis Euangell, in the Realme of Scotland," (Appendix to Dun Papers, I.) does not seem to be noticed by contemporary historians.

The manuscript at Panmure House, from which this letter (and the other papers contained in the Appendix to the Dun Papers) have been printed, is a thin volume, containing eighty-one folios of paper, stitched in a sheet of vellum, which appears to have formed part of a Roman Breviary. The greater portion of the volume consists of sermons; but on folio 77 begins the treatise "Of the Kirk of God," &c., the remainder of the volume being occupied with this dissertation, and the above "Letter wrettin to the Queinis Grace." The text of the volume is written throughout in one handwriting, but there are occasional marginal refer-

[1] It is dated 6th May, 1559. Knox arrived in Scotland from Geneva on the second day of that month.

ences and corrections, and a table of contents, written by a different hand, but apparently of the same date.

The genealogical notes of the family of Dun, printed as an Appendix to the Preface, were found among the other papers of the family. The oldest copy of "The obitis of the lairdis and ladeis of Dun" seems to have been written in 1572, on the death of the Superintendent's second wife. The additions from that time are of various dates, the latest being apparently of the early part of last century.

A "Brief Historical Account of the Erskines of Dun," and "Notes relating to the Family of Dun," appear also to have been written before the middle of last century.

For this interesting collection, the members are indebted to the present representative of the "Good Laird of Dun." The papers were procured through the good offices of Mr. Chalmers, of Auldbar, who obtained permission to examine the charters at Dun, and to print such of them as might be suitable for the purposes of the Club.

THE AIRLIE PAPERS.

The collection of papers belonging to the Earl of Airlie, at Cortachy Castle, is of great extent and interest, and would, of itself, furnish materials for a volume illustrative of the history of land, and genealogy of families in the counties of Forfar and Perth. They were recently arranged and inventoried, and, in doing so, the Editor transcribed the few papers now printed.

The first is a Charter by Alexander Stewart, Earl of Mar and Garioch, and Admiral[1] of the Kingdom of Scotland, dated 2nd January, 1470, con-

[1] The oldest notice of a grant of the Admiralty of Scotland, is a warrant under the Privy seal, dated August 27, 1511, for a charter of, *inter alia*, "Officium magni Admiralli regni Scotie, cum feodis privilegiis et libertatibus eisdem pertinentibus usitatis et consuetis." (Riddell on Peerage and Consistorial Law, vol. i. p. 327.)

firming a charter of taillie by Margaret de Glen, relict of the late Sir John Glen of Inchmartyn, in favour of Sir Walter Ogilvy of Luntrethin, and Isobel his spouse, daughter of the said Margaret, and to a series of their heirs, of her share of the lands of Auchlevin, Ardune, and Harlaw, in the regality of Garioch, and county of Aberdeen. It serves to prove a marriage unknown to the peerage writers, and to preserve many names which are also new to them.

The resignation of the Bell of St. Meddan[1] to Sir John Ogilvy, by its hereditary occupant, and the gift of it by the former to his wife, Margaret, Countess of Moray (II.) (whose name does not appear in the peerage accounts) seems to imply that the dues payable to its possessor must have been of some consideration. The resignation of the Bell included a house or toft near to the church of Luntrethin, as a pertinent, and the right of the Countess was completed by shutting her ladyship into the said house, by herself, and delivery of the feudal symbols of earth and stone, as appears from "The Instrument of Sessyn of the Bell." (III.)[2]

[1] There were, in the Calendar of the ancient Scottish church, several saints of this name, but it does not appear to which of them the parish of Luntrethin was dedicated. St. Modan, Bishop and Confessor, whose festival was celebrated on 14th Nov., was patron of Filorth, now called Fraserburgh, in Aberdeenshire. St. Modan, Abbot and Confessor, whose festival was celebrated on 4th February, is said to have been Patron of Fintray, in the Diocese of Aberdeen; and a silver head of the Saint, which used to be carried in procession through the parish, was melted down, and converted into a communion cup in 1632. (New Stat. Account of Scotland, part xxv. p. 168). St. Medane, Virgin; her festival was celebrated on 19th November.

[2] On the subject of Bells, reference may be made to a note by the learned Editor of "The Book of Our Lady College," printed at the expense of the Earl of Glasgow, for the Maitland Club, preface, p. xxv. "The devotion felt for the 'Campana Sancti Kentigerni,' was not the only instance of that kind of observance in Scotland. The Breviary of Aberdeen commemorates a certain bell, 'quoddam tintinnabulum,' which Pope Gregory the Great presented to Saint Ternan, the Apostle of the Picts. (Breviar. Aberdon. Prop. Sanct. xii. Junii.) It was preserved, with many other relics of the saint, at the church which was built over his grave at Banchory, on the northern Dee; and legal deeds of the fifteenth century are extant, to shew the importance which was attached even to the custody 'of the bell of Sanct Ternan, callit the Ronecht.'" (Registrum Recentius Cenobii

The fourth paper contains a Discharge, by David Earl of Crawford, to James Master of Ogilvy, of a spuilzie which he had committed, by seizing the Earl's Castle of Finhaven, and Mains thereof, with the "cornis, cattell, horses, and vtheris insycht gudis." The Earl, who showed his placable disposition on many other occasions, agrees to discharge the spulzie "in this caiss alanerlie and na vther wayis, swa that the said James Maister of Ogiluy will restore, and caus be restorit and delyuerit agane to me my place of Fynnevin, and to the Manis thairof; and to me or my seruandis, hauand my power thairto, all and sindry gudis quhatsumeuir spoilzeit and takin be the said Maister of Ogiluy and his complices furtht of the samyn, als gude as thai war the tyme thai war takin be hym and his complices foirsaidis, betuix the dait heirof and Fastreneis evin nixt to cum immediatlie following the dait heirof." [1]

The last paper in this selection, is a summons at the instance of Sir James Archebald, vicar of the Parish of Lintrathin, dated 27th May, 1560, against his parishioners for payment of the tithes and other fruits of the vicarage, "except the cors present and vmest clayth," [2] on the

de Aberbrothoc, MS. Bibl. Adv. Edinb.; Registrum Episcopatus Aberdonensis, vol. i. pp. 327, 328.)

[1] There are few instances of generosity so disinterested as that which marked a well-known event in the history of this Earl David. Alexander, Master of Crawford, son of David, eighth Earl of Crawford, was forfeited for various heinous crimes committed by him, and, in consequence of a resignation of the Earldom by his father, it was conveyed to David Lindsay of Edzell, and the heirs male of his body; who thus in 1541 became ninth Earl of Crawford. Instead of allowing the Earldom to descend to his own heirs, he adopted, as his son, the heir of Alexander, "the wicked Master" of Crawford, and reconveyed the Earldom to him and his posterity, in exclusion of his own heirs. The circumstances connected with this spulzie, and with the resignation of the Earldom, will be found in the first volume of Lord Lindsay's delightful work, "The Lives of the Lindsays," p. 198. *et seq.*

[2] The "cors-present" was a mortuary exacted by the vicar in country parishes, and consisted of the best cow which belonged to the deceased. The "umest-clayth" was the uppermost cloth or covering of his bed. In a remonstrance "to the Prelats and other Churchmen assembled in the Provincial Council holden at Edinburg in March and April, A.D. 1559, craving redress of several grievances complained of in the ecclesiastical administration of Scotland," this subject is referred to under the seventh head: "Becaus yat ye corps presentes, kow, and umest clayth, and the silver commonlie callit the kirk richts

ground that "quhair he is lauchfullie prouidit be the lawis and practik of oure realme obseruit in tymes past of the said vicarage, and hes bene in possessioun of the samyn thir diuers yeris bigane, and hes causit the

and Pasch offrands, quhilk is taken at Pasch, fra men and women, for distribution of the sacramants of the blessit body and blud of Jesus Christ, were at the beginning but as offrands and gifts, at the discretion and benevolence of the givar onlie; and now, be distence of tym, the kirkmen usis to compel men to the paying thairof, be authority and jurisdiction, sua that thai will not onlie fulminat thar sentence of cursing, but als stop and debar men and women to cum to the reddy using of the sacraments of haly kirk, quhile thai be sattisfiet thairof, with all rigour." The Council enacted certain regulations for compounding these dues, by payment to the vicar of a certain sum in lieu of them; and if that portion of the deceased's estate called the *dead's part* did not exceed twenty shillings, the vicar was to make no claim. It will be remarked that the vicar of Luntrethin, who seems to have been quite open to receive new views, does not make any demand for the "corp's present or umest-clayth." These dues were not overlooked by Sir David Lindsay, when he was attacking existing grievances. In his "Satire of the Three Estates," he makes Pauper, who was on his way to St. Andrew's to apply for remedy of the Law, relate his case to Diligence thus:—

"My father was sa weak of bluid and bane
That he dieit, wherefore my mother made great mane;
Then she dieit within ane day or two,
And there began my povertie and woe.
Our guid grey mare was baitand on the field,
And our land's lord tuik her for his heryeild;
The vicar tuik the best cow be the heid
Incontinent, when my father was deid;
And when the vicar heard tell how that my mother
Was deid, fra hand he took to him ane other;
Then Meg, my wife, did mourn baith even and morrow,
Till at the last she dieit for very sorrow;
And when the vicar heard tell my wife was deid,
The third cow he cleikit by the heid;
Their upmaist claes, that was of raploch grey,
The vicar gart his clerk bear them away;
When all was gane, I micht mak nae debate,
But with my bairns passed for till beg my meat.
Now have I tauld you the black veritie,
How I am brocht into this miserie.
Diligence.—How did the parson? Was he not thy guid friend?
Pauper.—The devil stick him! he cursed me for my teind;

commone prayeris and homilies[1] be red owlklie to the parrochinaris of the said parrochin, and vther wyiss is content to abyde sik reformatioun as the lordis of our secreit counsale plesis mak thairintill, and als is adionit to Goddis congregatioun, and takis part with the saidis lordis in

> And haulds me yet under that same process,
> That gart me want the Sacrament at Pasche.
> In guid faith, Sir! though he wald cut my throat,
> I have na geir except an Inglis groat,
> Whilk I purpose to give ane man of law.
> *Dil.*—Thou art the daftest fuill, that ever I saw;
> Trows thou, man, be the law, to get remeid
> Of men of Kirk? Na! not till thou be deid!"
>
> (The Works of Sir D. Lindsay, vol. ii. p. 6.)

Sir David, although a zealous reformer, and an unsparing satirizer of what he considered abuses in the existing order of things ecclesiastical and political, yet, "in his latest, as in his earliest works," says Lord Lindsay, "professes himself a devout Catholic, recognising what he considers the legitimate authority of the see of Rome; but denouncing the corruptions, superstitions, and usurpations imposed on mankind."* Accordingly in an analysis of the opinions, religious and political, of the Lion King, prepared by his Lordship, from Sir David's last and maturest work, the "Monarchie," and the "Satire of the three Estates," the Church is thus spoken of:—"The Kirk or Church is Catholic and Episcopal,† and the Pope her head;‡ through temporal wealth or power she has declined from holiness,§ and become a Babylon of iniquity;‖ but she shall ultimately, through God's Word, turn to humility, and to her first estate;¶ this should be the object of our prayer, in order that she may become an example to the people;** and it is the office of the Pope, with the assistance of a general council, to effect this reform."††

[1] These expressions seem to refer to the Liturgy of Edward VI., and would support the view adopted by Dr. M'Crie on the subject; Life of Knox, Note D.D., Edin., 1841. The Remonstrants to the Provincial Council of 1559, request that the "common prayeris, with litanies, in our vulgar toung, be said in every paroch kirk, upon Sondays and uthir haly dayis, efter the devin service of the mess; and that the evening prayers be said eternein, in lyk wyse." (Art. vi.)

* Lives of Lindsays, vol i. p. 252.
† Passim.
‡ Mon. Works, vol iii. pp. 106, 113.
§ Sat., Works, vol. i. p. 433. Mon. vol. ii. p. 103, and passim.
‖ Mon. Works, vol. iii. pp. 114, 150.
¶ Mon. Works, vol. iii. p. 95.
** Mon. Works, vol iii p. 115.
†† Mon. Works, vol. iii. p. 110.

setting fordwart the commone caus, to the gloir of God and commone weill of our realme, neuirtheless the saidis parrochinaris ar restand awand to the said James his teindis, frutis, rentis, prouentis, and emolumentis of the said vicarage of diuers yeris and termes bigane, and will mak him na payment thairof without thai be compellit."

THE GORDON PAPERS.

The selection of documents from the charter room at Gordon Castle, printed in the present volume, has been divided into the following heads: I. Miscellaneous Papers; II. Bonds of Manrent, Friendship, and Alliance; III. The "Rentaill of the Lordschipe of Huntlye, *alias* Strauthbogye, conforme to the sett maid at Whitsunday 1600." The valuable collection of charters which, by the kind permission of the Duke of Richmond, have been selected from the same repository, will find a more appropriate place in the next volume of "Illustrations of the Topography and Antiquities of the Shires of Aberdeen and Banff," to be printed for the members of the Club.

MISCELLANEOUS PAPERS.

The first deed under this head is a charter by Alexander de Yla, Earl of Ross, by which he confirms a grant of two davochs of land in Badenach, viz. Dalnafert and Kinrorayth, formerly made by William, seventh Earl of Ross, in favour of Malmoran of Glencharny,[1] under reservation to the granter, in name of a messuage or head manor, of one acre of ground, near the Stychan[2] of the town of Dalnafert, on the south, where was situated

[1] Gilbert de Glencharny gets a charter from David II. in 1362, on his own resignation of the Barony of Glencharny, in the shire of Inverness, with a remainder to Duncan Fraser, and Cristiane his wife, sister of the said Gilbert. (Robertson's Index, p. 71).

[2] This word does not appear in the Glossaries, but it seems to mean the "Law" where courts were held; a market place, or chief place of a barony.

the manor of the late Scayth, the son of Ferchard.[1] Among the witnesses to this grant we find representatives of the two monastic establishments of Ross-shire, in the persons of Mark, abbot of New Ferne,[2] and Maurice, a monk of Beaulieu, and as indicative of the style maintained by these Celtic Earls, it preserves the names of the "Steward" and "Secretary" of the granter.

The second charter, in the deed of confirmation, is dated in 1338. By it, the Earl grants to the said Malmoran de Glencharny, the acre of land reserved in the first charter, on condition of his relieving the Earl of Ross of the payment and services due by him to the overlord of Badenach. The lands of Badenach formed one of the possessions, and gave a title to a branch of the powerful family of Comyn, till their downfall in the time of King Robert Bruce. Badenach was included in the grant of this sovereign, to Thomas Randolf, of the Earldom of Moray; and on the death of John, third Earl of Moray, in 1346, probably reverted to the crown. In 1371, King Robert II. gave to his son Alexander (long known as the Wolf of Badenach), sixty davochs of land of Badenach, with the Castle of Lochindorb, as freely as the late John Comyn held the same; which davochs, with the Lordship of Lochaber and Castle of Urquhart, had been specially reserved in the grant of the Earldom of Moray to John Dunbar, in the previous year. They were granted to Alexander, Earl of Huntly, by James II., by charter, dated 28th April, 1451, not in recompense for his services at the Battle of Brechin, as has been generally stated, but upwards of a year before that event.

[1] Either this person, or, more probably, another of the same name, at a later period, is said to have been the progenitor of the tribe of Farquharsons on Deeside. Fercard, son of Seth is witness to an agreement between Andrew, Bishop of Moray, and Walter Cumyn, Earl of Monteith, in 1234; and, in the same year, Fercard, Steward of Badenach, is a witness to an agreement between the Chapter of Moray, and Alexander de Stryveline. (Chart. Morav. p. 99).

[2] The word is written Nove "*Firme*," in the Charter, but doubtless is intended for "*Farine*," the usual name applied to the Abbey of Ferne, founded by Ferquhard, second Earl of Ross, in the time of Alexander II.

The lands of Lochaber, which also belonged to the Comyns, had formed part of the Lordship of the Isles, and many of them were granted to Alexander, Lord Gordon, by James IV., in Dec. 1500, after the forfeiture of John, Earl of Ross, Lord of the Isles and Lochaber. The charter of confirmation by Alexander de Yla, Earl of Ross, may be dated about 1440.[1]

The "Contract Matrimonial between George, Master of Huntly, and Elizabeth, Countess of Murray" (III.), affords a curious illustration of the manners of the country, while it serves to correct the usual peerage accounts of the families.

Archibald, Earl of Murray, the former husband of the Countess, was killed in an action with the forces of James II., at Arkinholme, in Dumfriesshire, on the 1st May, 1455, and, on the 20th of the same month, the present contract with her second husband is dated. By it the parties agree that the said George "sall marry and have to wife the said Elizabeth, Countess of Murray, and nane others indurand her life, and make the dispensation of the authority of our haly fader the Pape be obtained in all gudely haste, in the sickerest fourme of all impediments that appears, or may appear, betwixt them, sua that they may lauchfully complete the said marriage; and in the meantime, he sall not constrensie the said lady to carnal copulation but of her free will." Elizabeth, with her "men,"[2] are also to "do all thair gudlie power and diligence, so that the said lord, Earl of Huntly (her intended husband's father), have deliverence of the

[1] He died in the end of 1448, or beginning of 1449. Among the witnesses is Celestine de Insulis, son of the granter. In another deed, (quoted by Mr. Gregory, in his History of the Highlands and Islands of Scotland) Celestine is called, by his father, "filius *naturalis*," and by John, next Earl of Ross, he is styled "frater *carnalis*." In the above deed, he is simply called filius, which supports Mr. Gregory's opinion, that Celestine was a legitimate son of the Earl. (Gregory's History, p. 41).

[2] Among the "men" of the said Lady, who give their consent to the contract, is Sir Richard of Holland, Chantour of Moray, who is supposed to be author of the Scottish poem, "The Howlat." According to Lord Hailes, it is dated from Ternoway, the seat of the Earls of Moray.

Castell of Louchindores,[1] and James, appearand heir to the said lady, Huchone Fraser of the Lovat, and Janet, the said lady's daughter." She, however, stipulates afterwards, that James, her said son, "sall be in keeping with her, or with her advice, quhair she best liks, till his lauchfull age, *withouten bodily harm till his life*."

This match, which was so fenced and guarded, did not last long. Probably the parties did not wait for a papal dispensation, and thereby afforded ground for a divorce, in consequence of their relationship to each other within the third and fourth degrees of consanguinity.[2]

The Master of Huntly next married (before March 1459)[3] the Princess Annabella, daughter of James I., by whom he had a considerable family; but in 1471 he was next divorced from her, on the ground, as the sentence bears, that "dictus Dominus Georgius antequam contraxit matrimonium cum dicta Domina Annabella, carnaliter cognovit quamdam Dominam, Elizabeth de Dunbar, quam duxit in matrimonium, et ab eadem, postmodum, judicio ecclesie, legitime deuortiatus et separatus, dicte domine Annabella, in tertio et quarto gradibus consanguinitatis attingentem. Et sic invicem

[1] Archibald, Earl of Moray, was attainted for fortifying the castles of Lochindore and Tarnau against the King and laws, on 12th June, 1455; and he had committed various acts of violence in attempting to raise a rebellion in the North, during the previous year, for which the Earl of Huntly is to obtain remission, as specified in the contract.

[2] "By the canon law, as established in Scotland before the Reformation, marriage was indissoluble. When a party desired to be separated, the suit was founded either upon an original nullity of the marriage, or upon such subsequent misconduct of the other party, as rendered a separation *a mensa et thoro* expedient. The most common grounds, upon which parties sought to establish the nullity of a marriage, were the impediments of affinity and consanguinity between the parties. As the law stood for several centuries in Scotland, parties could not marry legally, who were within the fourth degrees of affinity or consanguinity. Such a relationship, whether through a legitimate or an illegitimate connexion, voided a marriage, however celebrated; and the ignorance or *bona fides* of either party, was of no avail to save a marriage, within these forbidden degrees, from the legal effect of nullity." (Liber Officialis Sancti Andree, Preface, p. xvii).

[3] Charter by James II. to George, Lord Gordon, son of Alexander, Earl of Huntly, and Annabella his wife, sister german of the king, of 200 merks of the lands of Obyne, and the capital messuage of the said lands, on the Earl's resignation, 10 March, 1459-60. (Mag. Sig. L. V. No. 91, quoted in Douglas' Peerage, vol. i. p. 644).

dictus dominus Georgius et dicta Annabella, in consimilibus tertio et quarto gradibus affinitatis attingunt, prout, per fidedignos testes, omni exceptione majores, coram nobis, in judicio legitime existit comprobatum, [ideo] dotemque, et donationem propter nuptias hinc inde factas fore restituendas, et debere restitui, decernentes, partibusque suprascriptis ad alia vota licita convolandos licenciam in domino tribuentes."

It thus appears that the Earl was divorced from his second wife, the Princess Annabella, on account of his connexion with the Countess of Murray, his first wife, because the ladies being within the third and fourth degrees of *consanguinity*, it resulted that Lord George Gordon was in the same degree of *affinity* with the Princess.

The Deed, which contains notarial transumpts of the various instruments connected with the divorce, from the records of the Commissary of Aberdeen also contains one, dated 18th August, 1471, which sets forth that the notary by whom it is signed was present in the Parish Church of Fyvie, during the celebration of mass, on the eighth Sunday after the feast of the Holy Trinity, when Sir John Thome, vicar of Fyvy, solemnly proclaimed the banns of marriage in the said Church, (appointing a competent term to any person who could object) between a noble lord, George, Earl of Huntly, and Elizabeth Hay, daughter of the late William, Earl of Errol, and also acknowledged that he had proclaimed the said banns between the said persons in the said Church, during the solemnities of mass, on other two preceding Sundays; on all which, Mr. Gilbert Hay of Ury took instruments.[1]

The Earl's character for constancy to his wives had now suffered considerably, and thus, although the banns with his third wife were proclaimed in August, 1471, the marriage was not consummated till after May, 1476, the delay probably arising (as Mr. Riddell has suggested) from doubts regarding the legality of the previous divorce, and from the survival of the Princess down to that time. The delay is proved by a con-

[1] Copy among the Gordon Writs.

tract (in the Errol Charter Chest, quoted by Mr. Riddell) between George, Lord Gordon, [Earl of Huntly] and Nicholas, Earl of Errol, brother of his intended wife, whereby the former binds himself, that "I sall never presume til hafe actual delen wyt the said Elizabet, nether be slight nor myght, nor any vther manner, on to the tyme it be sene to the said Lord Nichol, and her other tender freinds, that I may hafe the said Elizabeth to my wife lauchfully."[1]

The above Elizabeth, Countess of Murray, is generally called "Mary" in the Peerage accounts, where she is also said to be the second daughter of James Dunbar of Frendraught, the younger branch of the family, while she was really a daughter of Thomas, Earl of Murray, and so of the older line. That she had a son James and a daughter Janet, as well as the fact of her second marriage to the Lord Gordon, were circumstances unknown to genealogists, until Mr. Riddell first directed attention to them, as proved by the contract now printed. The Countess took for her third husband Colquhoun of Luss.

By "the Erl of Angus endentour for Mareaige," dated 30th September, 1461, (IV.) he agrees that Archibald his sone and heir "sal mary, God willand, and hafe to spous Katerin, doghtir to the Erle of Huntle, or quhat uthir doghtir of his that the said Erle of Angus liks best to chose;" "and gif it happinis, as God forbede, the said Archibald to decese befor the fulfilling of the said marriage, the secund brothir to the said Archibald, beand air to the forsaid Erle of Angus, sal mary the said Katerine, or ane uthir doghtir of the said Erle of Huntleis as is beforesaid, and suafurth frae son to son, and doghtir to doghtir of the forsaid Erlis, gottin of full bed, quhil the marriage forsaid be completit;" "and the said Erle of Angus shall deliuer his forsaid son Archibald to the said Erle of Huntle ony time at the pleisance of hym, fra he be past vij yers of age, or ony uthir that the said mariage shall be treitit with; and in sic lik wis, the forsaid Erle of Huntle his dochtir to the said Erle of

[1] Tracts, Legal and Historical, by John Riddell, Esq., Advocate, p. 85, Edin., 1835.

Angus." A provision is made in case of the "dede or disasent" of the sons or daughters themselves. If the marriage provided for by this contract took place, it is not noticed in the Peerage accounts of the families. Indeed, it does not appear from them that Alexander, Earl of Huntly, had a daughter named "Catherine."

John, eleventh Earl of Ross, a powerful and restless chieftain, entered into a treasonable alliance with Edward IV. of England, in 1462, and, on its transpiring about twelve years thereafter, the Scottish Government resolved to proceed against him, as an open rebel. Decree of forfeiture was passed against him in Parliament in his absence, on 1st December 1475, and the letter from James III. to the Earl of Huntly (V.) commemorates the services rendered by the Earl of Huntly, in recovering to the royal authority the Earl's Castle of Dingwall, and suppressing the rebellion. The next deed (VI.) contains an obligation by the King to give Huntly a hundred merks worth of land, "liand in competent placis in the north partis of our realme," for a more substantial recognition of the good offices rendered by the Earl, "in the recouering to ws of the Erledome of Rosse, and expulsioun of oure rebellis and traitouris being in the sammyn;"[1] "and alsa becaus oure said cousing, the tyme he was lieutenand to ws, promittit in our name to gife to our louet Huchoun of the Ilis[2] tuenty pundis worth of land for the said Huchounis gude and thankfull seruice done to ws in the expulsioun of our said rebellis, and optenyng of oure Castell of Dingwell, we sal tharefore gife to the said Huchoun tuenty pundis worth of our landis liand in competent placis in the north partis of our realme."

The "Instrument upon anulling of Alexander Crom M'Allan,[3] his

[1] Gregory's Hist. of the Western Highlands and Isles of Scotland, p. 50. The learned Author had not been aware of the active part which Huntly took in the matter.

[2] This "Huchoun of the Ilis" seems to be Hugh of Sleat, a brother of the rebellious Earl. He is now represented by Lord Macdonald, the heir male of the Earl. (Gregory, p. 60.)

[3] Alexander Cromy, of Inverernan, [*forsan* pro Inverawin] grants his Bond of Manrent to the Earl of Huntly. It is dated at Invercabok, 5th March, 1503-4. (P. 192).

office of Tochdoreship[1] of Strathdoun,[2] 1477" (VII.), would seem to imply that his office was attached to the lands of Invercabo-more, and that Sir Walter Stewart,[3] the Lord of Strathawin, was moved to annul the

[1] The nature of this heritable office has been doubted. Most probably it was, as Skene says, "ane office or jurisdiction not vnlike to ane Baillierie, specallie in the Iles and Hielands." *De verb. signific.* voce Tocheoderache. (Jamieson's Scottish Dict. voce Mair.) Duncan Dalrumpil has a confirmation, by Robert III., of Charter by John Lauchlanesone of Niddisdale, Laird of Durydarach, of the office of Tothia Daroche, in Niddisdale. (Robertson's Index to Charters, p. 146). Malcolm, Earl of Lennox, grants to Patrick de Lindsay, "Totum officium quod dicitur Tocheager de Levenax, cum omnibus commoditatibus ad dictum officium spectantibus;" as also, "totum officium fforestarie omnium silvarum nostrarum de Levenax." [1292-1233.] (Chart. de Levenax, pp. 49, 51). On this grant, Lord Lindsay says, "Toshach darroch," "mare feodus," or "mair of fee," and "heritable baillie," are the terms by which the former office is described in ancient deeds, as held by the Lindsays. (Lives of the Lindsays, vol i. p. 67).

[2] The valley of Strathawin, or, as it is sometimes written, Strathdown, through which the clear and rapid Avon rushes, to mingle in the impetuous waters of the Spey, seems, as well as the neighbouring glen of the Cabrach, to have formerly been used for grazing the royal horses. In the account rendered, at the Exchequer, by the Chamberlain of the Earldom of Marr, in the year 1438, then in the Crown, by the recent death of Alexander, Earl of Mar, without lawful issue, is entered: "Et Willelmo Diksoun servitori domine Regine, transeunti in Strathowne, pro equis indomitis et vaccis, ibidem videndis et gubernandis viii. s. Et pro agitacione bovum, vaccarum, et aliorum animalium, quondam domini comitis de Marr a locis in quibus locati fuerunt, usque ad Durnochschelis in le Garviauch, et pro apportacione signi ferrei, quo dicta animalia signata a Strathowne, usque dictum locum de Durnochschelis xxix. s. viii. d. Et quinque hominibus Walteri Stewart de Strathowne, agitancium undecim equos indomitos a Strathowne usque Inuernochty, v. s." (The Chamberlain Rolls, vol. iii. pp. 386, 387).

[3] Robert II. by Charter, dated 17th June, 1371, gave to his son, Sir Alexander Stewart, knight, all right which he had to the lands of Strathowyn. By another Charter, dated 9th February, 1371, the same Monarch grants to the said Sir Alexander Stewart, knight, Lord of Badenach, the two davachs of land of Invercabok, in the barony of Strathowne, which formerly belonged to Alexander del arde, and were resigned by him. (Regist. Mag. Sigill. Scot. pp. 128, 135). "On the west side of the Avon, for three miles from the mouth of it, lieth the barony of Kilmaichlie. This was a part of the estate of Alexander Stewart, (fourth son of King Robert II.) Earl of Buchan, and Lord Badenoch and Strathavon, who, having no legitimate issue, gave the lands of Strathavon to his bastard son, Sir Andrew, whose son, Sir Walter, sold Strathavon to the family of Gordon." (Shaw's History of the Province of Moray, p. 54. Elgin, 1827). Sir Walter Stewart of Strathown got letters of Legitimation from James III., dated 23rd August, 1472, and resigned the lands of Strathown, in favour of Alexander, Lord Gordon, Master of Huntly, in 1490. (Gordon Writs).

sasine which, in the first place, he ordered his baillie to give, on account of certain informalities in completing the right of the vassal thereto.

"The Contract of Marriage of the Erle Boithvile, 1491" (VIII.), narrates an agreement by him to marry "ane of the twa douchters of George, Erle of Huntly, Margarete or Katherine, quhilk of tham sall best plese the said Erle Bothvile." Of the same date a "Band of Kyndenes" was executed between the parties, by which they are to be "in all thingis tendir, kynde, and lele as the fadre, sonnyis, and brethir aucht to be, but dissimulatione, fraud, or gyil."

Douglas has not noticed this marriage, nor the existence of the former daughter, Margaret, who probably became the choice of the Earl of Bothwell, then among the most powerful and wealthy of the Scottish nobles.[1] A very different fate awaited the other daughter, Katherine. In 1496 she became the wife of Perkin Warbeck, the pretended Duke of York. After her husband's execution, in 1498, she became the wife of Sir Mathew Cradock, of North Wales, to whom she bore an only daughter, Margaret, whose son, on the extinction of the legitimate male line of the Earls of Pembroke, was created Earl of Pembroke, by Edward the Sixth. Lady Katherine Gordon was celebrated for her beauty, and was known by the name of the White Rose of Scotland.[2]

The contract of marriage between George, Earl of Huntly, and Elizabeth Keith, sister of William, fourth Earl Marischal, dated 27th March, 1530 (X.), is chiefly remarkable for the anxious provisions which it contains against the contingency of divorce: "Als sua it is appoyntit, that gif thair happynis or occurris ony caus of diuorce, or impediment of law, quhy the said George, Erll of Huntlie, and Elizabeth Keith, may nocht lauchfully remain togidder in mariage, efter that thai be anis maryit be way of deid, als oft as ony fit caus of diuorce or impedimentis occurris, the said George,

[1] Sir Robert Gordon, in specifying the marriages of the daughters of George, Earl of Huntly, says, "the fourth daughter was Countess of Bothwell."—(Genealogical History of the Earldom of Sutherland, p. 82.)

[2] Tytler's Scotland, vol. iv. p. 363.

Erll of Huntlie, sall, als sone as ony sic impedimentis cumis to his eiris, with all possibill diligence send to the court of Rome for new dispensationis, and sall obtene and get thame, and bring thame hame, to conferme the matrimony standand betwixt thame, makand the barnis lauchfull, than gottin, or to be gottin betwix thame, and abill to succeid to the said Georgis heretage, thai being aris maill; and in the meyntyme, efter the getting of knawlege of the said causs of diuorce or impediments, quhill the hame cuming of the saidis dispensationis, the said George sall move na caus of diuorce to part fra the said Elizabeth, bot sall abyde and vse thame realy and actualy, the said Elizabeth being reddy thairto; and gif it happynis thame to be diuorcit and partit be autorite of the kirk law, the said George sall bring hame dispensationis sufficient, quhairby thai may mary agane; quhilk dispensationis he sall vse, and contract mariage agane, sua that the said Elizabeth sall be his lauchfull wif, and the barnis gottin or to be gottin betwix thame lauchfull, and abill to succeid to the said Georgis heretage, thai being aris male as said is, providing allway that the said Elizabeth be reddy thairto."

The two indentures between the Duke of Somerset, Lord Protector of England, and George, Earl of Huntly, executed on the 5th and 6th December, 1548, are remarkable documents.

To understand their purport, it must be recollected, that, on the death of of James V., in 1542, the Scottish nobles had been divided into two factions, one of which seconded the intrigues which were immediately set on foot by Henry VIII., for bringing about a marriage between the infant Queen of Scotland and his son, Prince Edward; while, at the sametime, it appeared obvious that he was determined, in any event, to vindicate his title to Scotland, as Lord Superior of that kingdom.[1] Henry had in his

[1] Traces of Henry's pretensions to be Lord Superior of Scotland, may be discovered at an early period of his reign. Among the records of the Lords of Council of Scotland, is the following Minute, dated 3rd July, 1515: "Domino Gubernatore presente. Sederunt Cancellarius, Episcopi Candide Case, Dunblanensis, Cathanensis, Lismorensis, Rossensis; Comites Angus, Ergile, Leuenax, Eglintone, Glencarn, Cassilis, Rothes; Priores Sancti

pay a considerable party in Scotland, who had bound themselves, by written obligations, to further his views, and who did not hesitate to give similar obligations to Arran, the Scottish Regent, binding themselves to concur in the defence of the realm against their old enemies of England, to support the liberties of holy church, and to maintain the true Christian faith.

Another party of the Scotch nobles (the Earl of Huntly being one of them) rather looked towards France for a husband to their sovereign, as well as for aid to enable them to resist the warlike measures of Henry. On the death of this sovereign, his aggressive views were adopted by the Government of his son, Edward VI., and a considerable force, under the Protector Somerset, invaded Scotland in the summer of 1547, and defeated the Scottish army, led by Arran, on the field of Pinkie, in the following September. The condition of the country after this disaster was deplorable, and more especially when we consider that the greater part of the nobility had entered into the service of England, given hostages for their fidelity, and sworn to secret articles which bound them to obey the orders of the

Andree, Dunfermlin, Sancte Crucis, Cambuskynet, Jadburgh; Domini Erskine, Fleming, Drummond, Ruthwen, Clericus Registri, Decanus Dunkeldensis, Prepositus de Crichton, Balwery, Clericus Justiciarie.

The lords ordain a letter of testimonial, under the great seal to be sent to the Pope and College of Cardinals, stating that John, Duke of Albany, Governor and Protector of Scotland, and tutor to the King, till his perfect age, arrived in said realme, the 18th of May last, and is received by the Queen, and all the lords of the same; which lords have done homage, and swore fealty to obey him, and none other, as Protector, Governor, and Tutor foresaid; therefore, beseeching the Pope and college of Cardinals, that they will, in all matters concerning the realme of Scotland, receive and admit his letters, ambassadors, and orators; and give credence to them, and to none others. And because the Governor and Lords of Council are informed, that the King of England makes his writing to the See of Rome, calling himself Protector and Governor of Scotland, which are not founded on veritie; certifying to his Holiness and the college of Cardinals, that the said King of England, nor none of his predecessors, was ever protector or governor of the realm of Scotland, and they never consented thereto, nor will ever admit him to the same; and, therefore, beseech his Holiness and college of Cardinals, that they give no faith thereto, for eschewing of great inconveniency that may follow thereupon. (Vol. of MSS. Collections, of the late George Chalmers, Esq.)

Protector.[1] Huntly was taken prisoner at the battle of Pinkie, and was a captive in England when these agreements with Somerset were entered into.

By the first covenant (XII.), it is agreed that the earl is to have license to proceed to Scotland, and to remain there for two months and a half after his departure from the town of Berwick, and, in the meantime, he is to deliver Elizabeth, Countess of Huntly, his wife, Alexander, Lord Gordon, his eldest son, George Gordon, his second son, William Gordon, his third son, and Mr. Alexander Gordon, Postulate of Caithness, his brother, as hostages and pledges for his return at the specified time, and that he should make payment of the ransoms of certain prisoners for which he had become responsible.

By the second indenture, however, (XIII.) it is agreed that the first "writing is of none effect, and that we both did not, nor do mane that the said writing shuld bind anie of ws, or be of anie effect or force, but wes deuised onely by the procuirement and desier of me, the said erle, to be carried with me, the said erle, into Scotland at my going thither, to be shewed to the governor and others of Scotland, for a couert of our proceidingis, and to the intent that, by pretence thereof, I, the said erle, might the better conduce my seruice to the furtherance of the kingis majesteis affaires, and the advancement of such purposes as I have promised to the said duke, to do my best to bring to passe." The former covenant being thus passed from, the real agreement between the parties is contained in the second deed. By it the earl agrees, as before, to return to England within two months and a half, and to leave as hostages the persons mentioned in the first indenture. Before departing to Scotland, he is also to procure from the Governor, and such as have authority in Scotland, "sufficient pasport and sauf conduct for the entre and returne of himself and such others as shall de-

[1] These facts appear from original letters and other documents preserved in the State Paper Office, first noticed by Mr. Tytler, vol. v. pp. 17, 38.

parte out of Englande with him,[1] and shall also besides the rest procure a semblable pasport from the Bisshopp of Dunkeld."[2]

While in Scotland the Earl is to "deuise and procure by all waies and meanes he can possible, that the uniting the two realmes may take effect, and the Kingis Majestie enioy the realme of Scotlande, for the quiet and comen benefyte of the same, and shall to that intent traveill by himself, his seruantis, tennantis, ministeris, kinsfolkis, and friendis, and his power, also sturre, animate, and procure that the Governor of Scotland, the Bisshop of Dunkeld, and such other of the nobilitie of Scotlande as he can possible perswade therunto, do condiscende to the same union." If, however, there should be any difficulty in bringing them to agree to these measures, then the earl, and all others whom he could command, "shall take plane and *open* parte with his majestie, for prosecutioun of his highnes title to Scotland." It was also conditioned that, "if the said erle shall bring into the field for his majesties seruice anie of the noble men of his countrey, being men of power, the same being appointed on the parte of the Lord Protector to serve, and joyning them selfis and their power, in taking *open* parte with his majesties ministers, the said Lord Protector shall cause such allowance to be allotted, payde, and deliuered unto them, in respect of their seruice, as for ther qualities shalbe conuenient, *and as other of the kings subjectis haue.*" If they took open and plain part with his majesty, they were also "to be aided with his highnes power in like manner as shold be done towardis his highnes subiectis, besids that the said erle shall, uppon the uniting of the realmes, by his good seruice, or soner, at the consideration of the said lord protector, if he for him do according to his expectation, stande free of his randsome, and

[1] The reason for this precaution appears in the former covenant—"Item, forasmuch as certein presoners, Scottishmen, who heretofore hath been let to go home vppon their faithes and promise of reentery, have failed therin, and for excuse alledged that they coulde not be suffered by the auchthoritie of the realme."

[2] John Hamilton, brother of the Earl of Arran, the Governor.

further be rewarded by his Majesty, to the welthe and honour of him and his posteritie."

From these deeds, which throw such a singular light on the troubled sea of Scotch politics and English intrigue, it would seem that Huntly, who was considered the main strength of the Roman Catholic or French party, had agreed to throw his influence into the scale for England.[1] It does not appear what was the result of these agreements, but the facts which they establish tend to throw suspicion on the popular accounts of Huntly's escape from prison. These, as stated by Bishop Lesley, are, that in the Autumn of 1548, Sir Robert Carnegy of Kynnaird, knight, was dispatched by Arran the Governor to England, to request that Huntly should be set at liberty, on payment of a reasonable ransom, to be modified and paid, as had been usual in the wars between England and Scotland for many centuries past; but, if that could not be accomplished, to desire licence to the Countess of Huntly to repair to her husband. Somerset declined to allow Huntly to be set at liberty on any terms till after the war was concluded, but he consented that he should proceed to the borders in custody of "Sir Rauff Avaine" who had taken him prisoner, and that the Countess should be permitted to come to him "for certane dayis." In pursuance of this arrangement, Huntly set out from London, and arrived at Morpeth on the 22nd of December, where he was to await the arrival of his Countess, who resided in Edinburgh. "Bot it happinit so (in Bishop Lesley's words) that he maid furth the rest of the jornay towart hir himself; for ane gentill man called George Kar, bordurar, come to ye toun of Morpeth the nyght, and one man with him, with two guid horsses led, and awaitit at the back syd of the toune for receaving of the erle and one servand with him. Eftir supper, the Erle playit at the cartis with his keparis, and thinking lang for sum advertisement frome the said George, quhairby he mycht knaw all to be

[1] Mr Tytler quotes a letter in the State Paper office, from the Earl of Huntly to Somerset, dated Newcastle, 20th March, 1548, which left no doubt of his having adopted the English views, although it does not disclose particulars. (Hist. vol. v. p. 366.)

in redines, he rais and past to the wyndock of the chalmer, and luiking furth and perceaving it to be verrey mirke, and the signe be the quhilk he understuid all to be reddy for his departing, he chansed opinlie to say thir wordis, quhilkis he suddantlie repented thaireftir: "Ane mirk nycht, ane wearie knycht, ane wilsum way, and knowis not quhair to go, God be my gyd." Sir Rauf Avane, his kepar, hering this speches, he inquired at the Erle quhat he meaned by these wordis. He answered that it was ane ancient saying in Scotland, and was first said be the ould Erle of Mortoun, quhen he wes lying to die, and sence hes bene used in all tymes as ane proverbe in that realme; and for removing of all suspitione, he entered to the cartes agane with thame; bot within ane short space he gaif his place to ane uther to play for him, and past as it wer to do sum necesser effaris of his awin; and suddantlie he and his servant, callit Johne Innes, departed at ane back duire of the ludgeing, and wes receaved be George Kar, and suirlie convoyit throuch the bordouris of Inglande, and past our the merchis befoir day licht was cumin; and eftir he was cum to the watter of Tueid, he reposed him a certane space in the said Georgeis awin house, and departed that same nycht, being yuill evin, to Edinburgh, quhair he was receaved be the Quene, the Governour, his awin lady and utheris his freindis, quha was awating on his cuming, to the gret rejosing and confort of thame all; quhilk was the caus that thay keped thair yuill feistis with gretar merines nor uther wayis thay had done."[1]

In the "Diurnal of Occurrents,"[2] the Earl's escape is thus noticed "Wpoun the secund day of Februare, [1548-9] the Erle Huntlie being in captivitie in Ingland, come privilie away to Scotland, quhair he was ressauit with blythnes." The account given of the matter by Sir Robert Gordon, while it differs from that of Bishop Lesley, in a few minute circumstances, yet is substantially the same.

[1] Bishop Lesley's History of Scotland, pp. 221. Edin., 1830.

[2] Printed for the Bannatyne Club. Edin., 1833, p. 47.

There is something in the details of the Earl's escape from Morpeth which awakens suspicion, and when viewed in the light which flows from the documents now printed, it seems possible that the escape was, like the first Indenture, "devised for a covert of our proceidingis, and to the intent that the said erle might the better conduce his seruice to the furtherance of the Kingis majesteis affaires."

In any event, the peace, which was proclaimed in the month of April, 1550, would have rendered it unnecessary to carry on the intrigues stipulated for in the Indentures; and we soon find the Earl getting himself restored to the office of Chancellor, by the Regent and Queen Dowager; the latter of whom he accompanied this year, in her voyage to France.

The contract of marriage between John, Master of Forbes, and "ane of my Lord of Huntlei's dochtiris, now oncontrakit, viz., Margaret or Jane," dated 21st February, 1548, (XIV.) is concluded, on the part of the latter, by "Elezabeth Countas of Huntlie, and Alexander, Lord Gordone, her sone, with the avys and consent of William, Erle Marschell, William, Bischop of Aberdene, Robert, Bischop of Orknay, Alexander Ogilbe of that Ilk and of Findlater, George Gordone of Scheves, Alexander Gordoun of Strathdoun, and James Gordone of Colquholdstane, nameit and ordinit be my Lord Huntly, *beand in Ingland*, that the said Countas, and Lord Gordone hir sone, suld wse counsall of in all gret mattiris;" and the contract is to be sent to Ingland, with diligence, to be "apprevit, subscrivit, and seillit be my Lord Huntlie."

James IV. granted to Alexander, Earl of Huntly, by Charter, dated 16th January, 1508-9, the office of heritable Sheriffship of Inverness, which then extended over the shires of Inverness, Ross, and Caithness, with power to appoint deputies for certain divisions of his Sheriffdom. Of these deputies, one was to hold his court at Kingusie, for the district of Badenoch; at Inverlochy, for that of Lochaber; at Tain or Dingwall, for Ross; and at Wick, for Caithness. Huntly, by the same Charter, was appointed governor of the castle of Inverness, with a grant of extensive lands for the support of a garrison. Liberty was given him to

add to the fortifications, and he was, at the same time, bound, at his own expense, to build, upon the Castlehill of Inverness, a hall of stone and lime upon vaults. This, however, he had not done, and James V. granted to his grandson, George, Earl of Huntly, "ane Discharge of the biggin of the castell of Enuerness, indurand the tyme of the warde. 1532." (XV.) permitting him to delay the building for five years, in "consideratioun that he is as yit of less age, in our ward, and payitt, and mon pay to ws, our derest modir the quene and utheris, gret sowmes of money, for his said ward and mariage; and as yit is nocht growin in substance to pay the samyn, nor mak the saidis biggingis." This Deed preserves to us the dimensions of the proposed hall, which was to be "upoun voltis of stane and lyme, of 1^{c} futis of lenth, and xxx. futtis of breid, and xxx. fut heich of the wall, thekit with slait or skailze; and ane kiching in the said hall, with ane chappell of competent lenth beside the said hall."

The "Remission for the Field of Glasgow," (XVI.) relates to Huntly's participation with Mathew, formerly Earl of Lennox, Archibald, Earl of Angus, William, Earl of Glencarne, Gilbert, Earl of Casillis, and their accomplices; in coming, in warlike fashion, to the Muir of Glasgow against the Governor, Arran, and also for coming to the town of Leith against the said Governor, prepared for war, and with banner displayed.[1] Huntly's participation in this attempt of the Earl of Lennox, who was in the pay of England, has not been noticed by historians.

The Field of Glasgow is thus mentioned in a contemporary Chronicle: "Vpoun the first day of Aprile, the yeir of God M. v^{c} xliiii. yeiris, the gouernour, the cardinall, the erllis Argyle, Bothwill, with mony vtheris lordis, convenit be oppin proclamatioun at Glasgow, and saigit the castell thairof and steipill, quhilk was keipit be the erle of Lennox and his complices, quhairat was great slauchter, quhilk was givin over be the said

[1] See notice of a Remission to M'Intosh of Termit, for being engaged in arms at the Muir of Glasgow, dated 8th July, 1552. (A Genealogical Deduction of the Family of Rose of Kilravock, p. 75.)

erle. Ther wer hangit xviii. men be the gouernour as traitouris; there wes tane my lord Maxwell, the erle of Angus, James of Parkheid, and James of the Watter; and haid to Hamiltoun, and thair put in captivitie."[1]

The next deed (XVII.) is a "Remission to my Lord Huntlie and his frends for Correchie," granted by Queen Mary in 1567, and is valuable as preserving the names of many of the "Gay Gordons," and other north country barons, who followed the fortunes of Huntly in the rising which terminated so fatally in the bloody vale of Correchie.

For the same reason the "Remission to Huntlie for Aldquheynachan" (XX.) is of value.[2]

When King James had reached Berwick, on his way to London to take possession of the English throne, he wrote on the 8th April, 1603, to Huntly, who had been unable from "the schortnes of tyme, and his not preparatioun," to form part of his Royal Master's retinue, that he had "made chose of him as ane in speciall" to accompany the Queen on her journey to London, and as "our people heir langis na les for our derrest bed fellow the Quene, and our childrene, than they did for our selff," her Majesty's journey is to begin before the first of the ensuing month, (XXI.) He therfore requests the Earl "to prepair and addresse himself in his cumliest maner, to convoy, accumpany, and attend upoun our said dearest bed fellow in that hir journay to London."

By "Borlum's Minute," dated 28th August, 1637, (XXIII.) the Marquis of Huntly obliges himself to give a few infeftment to Lachlane M'Intosh and his spouse, of the Dauch of Ballidmoir, with the pendicle of Corranach, to be held of the Marquis for certain yearly payments and

[1] Diurnal of Occurrents, p. 31.

[2] This battle gets various names, from the localities adjoining the spot on which it was fought. It is known as "the battle of Belrinnes," "the battle of Glenlivat," "the battle of Strathavon;" and, at times, as in the present deed, it is styled the "battle of Aldquhaynachan." This last name is derived from the burn of Altachoynachan, on the banks of which, at a spot about a mile and a half above its junction with the Terry, the fight took place. After running a mile in a westerly direction, the Terry is joined by the Livet, which soon afterwards falls into the Avon.

prestations, "with service in hoisting, hunting, and wthir publict conventiones." It seems likely that this deed marks the period when these vassals in Badenoch got their tenure changed from that of tacksmen, into that of feuars, which is rendered more probable by the provision that they should observe "suche vther headis anent slaying of deire, cutting of wood, and utheris of that kynd, as is conteinet in the fewe infeftmentis grantit be the Earll of Marre, to his vassallis in the bray of Marre," none of which it is believed are older than the year 1632.

The letter from "Lieutenant Mackay of the garrison of Badenoch, to the Dutches of Gordone," dated 3rd January, 1691, (XXIV.) is very characteristic, as evincing the amount of regard paid by the Highlanders of Badenoch to a Royal order, as compared with that which they were ready to accord to one from their feudal superior. This officer states that King William had written "to severall cheifes of clans, and among the rest to the laird of Clunie, to raise a companie for reducing of the rebels, (as your grace may perceive by the enclosed copie of his letter.) I cannot but own, that Clunie has showen himself very forward; only his kinsmen, out of respect and reference to your grace, and the family of Huntly, to whom they are vassalls, refuse obedience without your grace's order."

The "Vindication by the M'Phersons of Badenoch to his grace the Duke of Gordon, 1699," (XXV.) refers to "one of the most wicked, malitious, and notorious lyes which his sepertine witt could invent, or the devell could indyte to him," by William M'Intosh of Borlum, the Duke's baillie in Badenoch. The heinous crime imputed to Borlum, consisted in his having averred that the feuars of Badenoch had declared that their only ground of quarrel with him, and accusations against him, arose out of his close attention to the Duke of Gordon's interest against them, and in particular his marches with the said feuars, and that if he would desist from so doing, he would be as acceptable to them as any baillie they ever had. The paper in question is therefore designed to confute this "pernicious and malicious lye, (which certainly wes never hatcht or con-

trived without the concourse and inspiration of the father and author of lyes)."

That the M'Pherson's did not always confine themselves to words, may be gathered from the following anecdote, preserved in the amusing and valuable letters of Captain Burt:—

"Gordon, Laird of Glenbucket, had been invested by the D[uke] of G[ordon] in some lands in Badenoch, by virtue, I think, of a wadset or mortgage. These lands lay among the Macpherson's, but the tenants of that name refused to pay the rent to the new landlord, or to acknowledge him as such.

"This refusal put him upon the means to eject them by law; whereupon the tenants came to a resolution to put an end to his suit and new settlement in the manner following.

"Five or six of them, young fellows, the sons of gentlemen, enter'd the door of his hut; and in fawning words told him, they were sorry any dispute had happen'd. That they were then resolv'd to acknowledge him as their immediate landlord, and would regularly pay him their rent. At the same time they begg'd he would withdraw his process, and they hop'd they should be agreeable to him for the future. All this while they were almost imperceptibly drawing nearer and nearer to his bedside, on which he was sitting, in order to prevent his defending himself (as they knew him to be a man of distinguish'd courage) and then fell suddenly on him; some cutting him with their dirks, and others plunging them into his body. This was perpetrated within sight of the Barack of Ruthven.

"I can't forbear to tell you how this butchery ended, with respect both to him and those treacherous villians.

"He, with a multitude of wounds upon him, made a shift in the bustle to reach down his broad sword from the tester of his bed, which was very low, and with it he drove all the assasins before him. And afterwards, from the Duke's abhorrence of so vile a fact, and with the assist-

ance of the troops, they were driven out of the country, and forced to fly to foreign parts."[1]

The "Memorandum by John Gordon of Letterfurie," (XXVI.) dated October, 1711, when he was eighty four years of age, preserves his evidence of a meeting between the late Lewis, Marquis of Huntly, and Archibald, then Marquis of Argyle, at castle Finlarge in Breadalbane. It had been arranged that neither party should bring with him more than eighty men, "notwithstanding of which paction, we ar no sooner come to Finlarg, then we hade notice ther were to the number of severall hundreds of men there, in arms, and neighbourhood thairof." Huntly's friends advised him to return home, and not enter upon a treaty, at that time, but he found this to be impossible. "At last the Marquess, being constrained, much contrary to his own and friends inclinations, entered upon the treaty, at which I was not present myself, but was informed, by such as were privy to it, that he signed and subscribed severall papers and writs, to the great prejudice of his interest and family." The reason for preserving the evidence of this circumstance, so long after it occurred,[2] does not appear.

In the proceedings for disarming the district of Strathbogie, consequent on the outbreak of the preceding year, will be found lists of those persons, who surrendered their arms to the Magistrates. If we may judge from the results thus recorded, we should conclude that the assistance afforded to the Jacobite cause, by this part of the country, could not have been formidable, from the trifling surrenders which were made. A few confess that they were possessed of a "gun and pistol," a "cuttlis," a "Dane's axe," a "short gun," "half sword," or a "durk," but by far the greater proportion of those who appeared before the Justices, denied having any arms whatever. It is possible, however, that the surrender was only partial, as it is well known that, with the disaffected chiefs,

[1] Burt's Letters from Scotland, vol. ii., p. 171, London, 1759.

[2] Lewis, Marquis of Huntly, died in December, 1653.

the whole was a simulated transaction, no arms being given up but such as were of no value, while all that were serviceable were concealed, and carefully preserved.[1]

The birth brieve by the Duke of Gordon, in favour of Gabriella, Countess of Saintignon, in 1769 (XXX.) preserves a notice of a descendant of the old house of Cluny, in the female line; there being, as the deed relates, no male heir or descendant then known.

"The deliuerance betuix the Erles of Huntlie and Athole anent Badenoche merches, and tenents passing throw Athol in 1500," (XXXI.) shows that the question of passage through Athole had been the subject of dispute nearly three centuries and a-half before its reappearance in the courts of law in our own day. The deliuerance in question securis to "the inhabitantis of Badenacht, and of al utheris landis pertenying to George, Erle of Huntlye, and Alexander, Lord Gordoun, quharesumeuir thai ly on the north syde of the month,[2] frelye to cum and gang throw the sadis landis of the Erledome of Athoile and Tulemat, kepand corne and medow, with thare gudis and cariagis passande and repassande als oft as plesis thame, and to ilk ane of tham, . . . and in speceale that nowthir cattal, burdis, nor yrne, nor na maner of vtheris gudis salbe takin fra ony of the personis before exprimyt, passande nor repassande throw the sadis landis of Athoill and Tulemat, in woddis, forestis, nor planis, for ony maner of accions in tyme to cum, excepand that it salbe lefull til the saidis Erle of Athoile and barone of Tulemat, thair ayris and assignais, to punyss efter the forme of the law and consuetud of the realme, ony of the persons inhabitantis of the saidis landis liande on the north side of the month, gif it sal happin thame til commit ony opin falt, passande or repassande throw the bounds before expremyt."

The letter from Robert, second Lord Arbuthnot, to his kinsman the Laird of Findaurie, (XXXII.) 20th July, 1667, was written to announce

[1] Sir W. Scott's Prose Works, vol. xxv., p. 426, Edin., 1836.

[2] For a dissertation on the Month, see Miscellany of the Maitland Club, vol, iv. part i. pp. 24-32.

his lordship's intention of entering into a second marriage. He says, "the persone is Straloach's daughter. I doe not expect very considerable means, nor doe I intend to over reach myself, aither in joyntour or provisione, which in some measour will compense ane small tocher. I am very confident the gentlewomane is of ane good disposition, and fears God, (although a Gordone)."

This last singular allusion to the lady's piety, whereby she was distinguished from her clan, may have arisen from the predominant temper or disposition in the family, from which, in story and in song, they had their name of the "gay" Gordons,[1] or it may have been intended by his lordship, whose family at the time was Presbyterian, to assure his cousin that, although a member of the Gordon family, his intended wife was not a favourer of the ancient religion, of which the family of Gordon in general were the chief supporters in the north.

BONDS OF MANRENT.

The system of private leagues, by which individuals or families were bound to take part in the "adois" and quarrels of each other, attained its greatest height in Scotland, in the period from 1440 to 1570, although it may be traced to an earlier period, and continued to exist in a modified shape after the time last specified. The Bonds of Manrent then entered into, resulted from the impotence of law and authority, and, by consequence, reacted, in the most disastrous way, upon the general policy of the nation. Powerful noblemen, who held Bonds from a host of the other nobles and barons, obliging them to take part in all their quarrels, "in the law and by the law," were little likely to appeal to the peaceful tribunals of the law for justice, when they could

[1] It is well known that many of our Scotch families were distinguished by names which were supposed to be characteristic. Thus,—"The light Lindsays," "The gallant Grahams," "The gentle Johnstons," "The lucky Duffs," "The handsome Hays," "The bauld Frasers," "The Muckle moued Murrays." (Popular Rhymes by Robert Chambers. Edin., 1842, p. 27.)

more effectually secure it by the sword. But when these alliances were used, less for the purpose of obtaining that justice, which the weak arm of the law might have denied them, than of enabling those who had the power, to indulge their passion of revenge and deadly feud, it is not surprising that such alliances should have formed a powerful element in conducing to that anarchy and contempt of law, which characterized the Scotch nobility in the times referred to.[1] During that period the power of the noble family of Gordon was steadily on the increase, till the middle of the sixteenth century, when it had attained its greatest height. It was to be expected that the lesser barons of the North would rally round the Earl of Huntly, as a powerful and liberal protector, and when, as happened on various occasions, the Royal power was delegated to members of the Family, as the King's Lieutenants beyond "the Mounth," a legitimate occasion was furnished of demanding these Bonds of Manrent "for furthsetting of the Kingis Majesties service," and, afterwards, doubtless for such occasions as the Earl's necessities might require.

The marriage alliances, by which families were connected with each other, were also accompanied, in general, by a Bond, obliging the parties to each other "in all and sindri thar actionis, causis, and querellis, mowit and to be mowit with thar personis, gudis, fortelessis, strenthis, kyn, men, and frendis, and all that will do for thaim, contrar and aganis all men that liffis and de may, thar allegeance to our soueran lord the King except."[2]

The power of which the Earls of Huntly were possessed, was almost uniformly exerted in support of the Royal authority, and the many

[1] In the Earl of Argyle's Band, (XLIV.) there is a stipulation "in caiss that ather of us be putt at be way of deid, except be the Queinis hienes, or authoritie of the Crowne, that ony of us, as God forbid it, be slayn, our cuntries brynt and heriit, or ourselfis haldin in captiuite and prisoun, the tother sall, with his kyn, freyndis, seruandis, etc., revenge the samyn be way of deid, quhill euer satisfactioun be maid for the slauchter, byrning, etc.; *and this to be done without ony fictioun or colour, etc.*"

[2] The Band of kyndenes off the Erle of Boithvile, 1491, p. 187

Baronies which they received from their sovereigns, were conferred in reward of their loyalty and valour.

George, fourth Earl of Huntly, who succeeded his grandfather in 1524, was the possessor of wealth and power little less than princely. He was Sheriff of Inverness, a jurisdiction which then comprehended not only that county, but also the Counties of Ross, Sutherland, and Caithness. He was also Sheriff of Aberdeenshire, and heritable Baillie of the lands belonging to the Bishop of Aberdeen. In 1549, for his eminent services in maintaining the public tranquillity, he obtained a grant of the Earldom of Murray, with its lands and revenues, and of the Sheriffship of Elgin and Forres; and he had also tacks and possessions in Orkney and Shetland, besides the bailliary and tacks of the Earldom of Mar and Lordship of Strathdee.[1] He was Lord High Chancellor of Scotland, and in 1543, he obtained a Commission of "Lieutenandry of the Northe" (XL.) Under this Commission, his right extended from the Mearns to the Western Ocean, and comprehended the whole northern parts of Scotland, and the Islands within the shire of Inverness, as well as those of Orkney and Shetland. The authority thus conferred on him was of the most unlimited description, giving him the power of governing and defending the inhabitants within these bounds, and, when necessary, of raising armies, and compelling the lieges to join them. He was empowered to bear the Royal banner, and to make such statutes and ordinances, for the preservation of justice, as he might deem expedient. He might invade those who rebelled against his authority with fire and sword, imprison, punish, and "justify"[2] them, as their offences required, take their castles, and appoint constables to them, and, if necessary, he was empowered to treat with the rebels, so as to bring them back to their obedience and duty. He held the King's Castles of Inverness and Inver-

[1] Lesley Hist., p. 262.

[2] "To justifie." To punish with death. (Jamieson.) In the Contract with Ewin M'Conneill, (LI.) it is conditioned "the said Erle sall nocht gar justifye John Dow M'Ewin, bot [he] salbe keipit as pleisis the said Erle."

lochy, and he had belonging to himself the Castles of Strathbogie, Bog of Gicht (now Gordon Castle) Tarnaway, Ruthven in Badenoch, Drummin in Glenlivat, besides having the command of several houses of defence in the counties of Aberdeen and Banff, which were either in possession of members of his own family, or of parties on whose allegiance he could depend.

When Queen Mary was on her northern progress towards Inverness, in 1562, she declined to lodge in the castle of Strathbogie, but the English minister, Randolph, who was in the train of the Scottish Princess, partook of the Earl's hospitality during two nights, and writes thus to Cecil of his entertainment by Huntly, "His house is fair, and best furnished of any house that I have seen in this country. His cheer is mervellous great."[1]

[1] Quoted in Life of Queen Mary, by Chalmers, vol. ii. p. 435.

This agrees with a picturesque account of the Earl's state and magnificence a few years earlier, which is given in one of the Histories of the Family. In the month of July, 1556, according to Bishop Lesley, Mary, the Queen Regent, "makeing hir voyage in the north partis, come in the month of Julii to Invernes, accompaneit with the Erles of Huntly, Argyle, Atholl, Merchall, Bishop of Ros and Orknay, and syndre uther nobill men, and hir foirsaid counsaloris of Frenchemen [Monsieur Doisel, the resident French Ambassador, and Monsieur Rubay, Vice-Chancellor] quhair sho held justice aris with the most extreme and rigorous punishment." History of Scotland, p. 256, Edin. 1830. According to the account given by Gordon of Straloch, it was during this tour that her Majesty, with a great retinue, principally composed of Frenchmen, was received by the Earl of Huntly, in his Castle of Strathbogie, which he had recently enlarged and adorned at great expense. After a stay of some days, lest she should incommode her host, the Queen prepared to depart. Huntly, who had always been her Majesty's firm supporter, entreated her to prolong her visit. She wished to inspect the cellars and well-filled store houses of her guest, where there appeared an incredible quantity of fowls and venison. The Frenchmen, on asking from whence a supply so large, and at the same time so fresh, could be procured, were informed by the Earl, that he had many hunters and fowlers dispersed in the mountains, woods, and remote places of his domains, from whence they daily sent to him the game which they caught, however distant their quarters might be. On which, Doisel exclaimed to the Queen, that such a man was not to be tolerated in so small and poor a kingdom as Scotland, and, with reference to the evils which had resulted from the overgrown power of the Douglases, in former reigns, he said that Huntly's wings ought to be clipped, lest he should become too arrogant. [Origo et Progressus Familiæ illustrissimæ Gordoniorum in Scotia Roberto Gordonio a Straloch auctore. M.S. Apud ducem de Richmond.] Sir Ralph Saddler, the English Ambassador, gave a very different account of the accomodations of other Scottish Lords.

The Bonds of Manrent now printed extend from 1444, to 1670, and are in number one hundred and seven. No selection from these papers could have adequately illustrated the system, or conveyed the impression which results from a contemplation of them, when presented to us in one mass. Most of the old Families in the North (and many in the South) of Scotland will here find their representatives, and the new light which the documents serve to throw on the perplexed genealogy of the Clans and Highland families, as well as of their obscure risings and rebellions, will be valued by those who are acquainted with the scantiness of existing materials.

The considerations stipulated in the Bonds, over and above those of mutual support and assistance, are very various. In that of Alexander Reid of Dallaquharny, called the "Barone Reid," (XX.) he gets from the Earl of Huntly "his forest of Glenhaithuyth in Strethordill, and his landis of Dalnagarn;" the "Barrone" being bound, in addition to other services, to "keip ilk yeir the hunting of the said forest to the said Erle," when warned so to do.

James Grant of Freuchy, and "Johnne the Grant" (XLVIII.) his eldest son and heir, in consideration of their "becuming men and seruandis" of the Earl, get six dauchs of the lands of Strathoune, "with the forest and glen of Glenawne, and keping of the hous and fortalice of Drummyne, togidder with the bailliorye[1] of the lorschipe of Strathoun, providand at my said lord haue twa bullis[2] of kye fed in the said forest and glen of Glenawne, lik as umquhill Erll Alexander his gudschir had, and siclik that he haue the twa part of the escheit of court and ne the

In writing to Lord Suffolk, in 1543, he says, "In my lord Angus's house, where he is, I I cannot be, being the same (as I am credibly informed) is in such ruin, as he hath there scant one chamber for himself and my lady his wife, and likewise my lordis of Glencairn and Cassilis be not so well housed, as they can spare me any lodging." [Saddler's Letters, 442, ap. Caledonia, vol. ii., p. 45.]

[1] This term had doubtless succeeded the former one of Tochedoreship, preface p. xxxiii., both being of the Lands of Strathawne

[2] "Bull," is a dry sheltered place.—(Jamieson's Dict.) A bull of cows may have been a certain number enclosed in such a place, as we still speak of a pen of sheep.

thirde part, and at the said hous and fortalice of Drummyn be patent reddy to the said Erll, his aris and successouris, quhen thai lik to cum thair, and at the scheill and gerss of Incherory and hillis of Bynawnne be kepit to our saidis lordis hunting quhen he commandis." The laird of M'Intosh grants his bond "for certane landis gevin to me, my aris and successoris, by my said lord," (LIX) and for the assistance to be given to him by his Lordship. In the Rental of the Lordship of Badenoch, will be found the rents of "Mackintosche fie landis," within the bounds of that Lordship. (p 309.)

In other cases, it was considered a privilege to be received as an ally. Thus the Bond of John Leslie of Balquhain, the representative of a very ancient and powerful house, narrates (C) "that forsamekle as my predicessouris, lardis of Balquhain, hes bene dependaris and servandis to the hous of Huntlye, and that be vertew of thair bande of manrent and seruice, and that the said George, now Marquess of Huntlye, is villing to except me, and wse me in the place of my predicessouris," therefore he becomes "leill, trew, efauld, and faithfull man and servant to my said Lord Marques."

It may be permitted to refer more particularly to two of the Bonds granted by Highland Chieftains, from circumstances connected with them, which serve to illustrate the general state of the Highlands, as well as to show how lightly the obligations undertaken by those Bonds were regarded by some of the parties.

Ewin Allansone, Captain of the Clan Cameron, became bound by the faith and truth in his body, to George, Earl of Huntly (XLI.) to be "his leill, trew, ane fald man and seruand," and with his kin and allies to take part with the Earl in all his just actions and quarrels against all men. This was in the month of May, 1543. Ronald M'Donald Glas of Keppoch appears also to have been under Bond to his Lordship (XXXII.) In the course of the ensuing year, a feud broke out between the Clanranald of Moydert, and the powerful family of Fraser, arising out of the following circumstances:

Dougal M'Ranald, chief of the Clanranald, made himself odious to his Clan by his cruelties, and was, in consequence, assassinated by them. On his death, the command of the tribe, with the large family estates, was given to Allaster Allansoun, the uncle of Dougal, to the exclusion of the sons of the latter, who were then young. Allaster died in 1530, when his bastard son, John Moydertach, was acknowledged by the Clan, as their chief. He was, however, apprehended and lodged in prison by James V., on occasion of his voyage through the Isles in 1540. Lord Lovat and the Frasers, on this, took measures to overturn the rights which John Moydertach had acquired, and they were able to give possession of the estates to their kinsman, Ranald Galda,[1] but they failed to secure the allegiance of the Clan, who, on the return of John Moydertach from prison, acknowledged him as their chief, and expelled Ronald Galda, who took refuge with Lord Lovat.

The Clanranald immediately prepared for the attack which they expected from the Frasers, and became the aggressors by carrying the war into the country of the latter. In this inroad, they were assisted by the above Ronald M'Donald Glas of Keppoch, and Ewin Allansone, Captain of the Clan Cameron, with their respective tribes, both of whom had given their Bonds of fidelity to the Earl of Huntly. To repress this outbreak, Huntly was obliged to raise a numerous force in the northern counties, with which he proceeded against his restless opponents. In this expedition he was joined by Lord Lovat, with his kinsman, Ronald Galda, and the Laird of Grant. Huntly speedily chased the Highlanders into their mountain fastnesses, and restored Moydert to Ronald Galda. On his return homewards, a separation of his forces took place at the mouth of Glenspean in Lochaber. The Earl himself, with the bulk of his forces, proceeded to Strathspey, by the braes of Lochaber and Badenoch, while Lord

[1] Or Ranald the Stranger, so called from having been fostered by his mother's relations, the Frasers, at a great distance from Moydert. He was son, by a second marriage, of Allan M'Ruari of Moydert, chief of the Clanranald, from 1481 to 1509. Allaster Allansone was a son of the first marriage.

Lovat, with his own vassals, in number about 400, marched by the line of the great glen, which led through his own lands of Abertarf and Stratherrick. He was little more than out of reach of assistance from Huntly, when, on the banks of Loch Lochy, he met a superior force of the Clanranald and their allies, marching against him, with the evident intention of intercepting him. In the contest which ensued, a great slaughter took place on both sides, but the loss fell most severely on the Frasers, who lost their Chief, with his eldest son, and such a number of their followers, that a rumour was spread that none of his Clan was left alive. "Bot it happened," says Sir Robert Gordon,[1] "by the singular benefite of God, that they left ther wyffs with chyld, when they went to the feight; by which means that familie wes afterwards raised and restored." This fatal battle took place in July, 1544, and the weather being hot, the combatants threw off their coats, and fought in their shirts, from which circumstance the skirmish received the name of "Blarna-leine," or "the field of Shirts."[2]

Huntly was unsuccessful in capturing any of the chiefs who had been engaged in this fight at the time; but, about two years afterwards, by means of William Mackintosh, Captain of the Clanchattan, he apprehended Ewin Allanson, of Locheil, Captain of the Clan Cameron, and Ranald Macdonald Glass of Keppoch. They were imprisoned for a short time in the Castle of Ruthven in Badenoch, and afterwards tried for high treason at Elgin. They were found guilty and beheaded, while several of their followers who were apprehended along with them were hanged. John Moydertach, Captain of the Clan Ronald, was more fortunate, and we find that the Earl, afterwards (LV.) took him and his son Allan as his "men and seruandis, remytting tham, and hartlie forgiffing all offensis, wrangis, and diobediens, down in tymes bypast, to the said erll, and speciell the last offens and brak maid be thaim, thair freindis, allis, and part takkaris, upon his gud friend the Lord Louett."

[1] History of the Earldom of Sutherland, p. 110.

[2] Gregory, p. 161

In the same month and year in which the Captain of the Clan Cameron granted his bond of service as above, William M'Intosh, Captain of the Clan Chattan, became "leyll, trew, faythfull man and serwand to George Earl of Huntly;" and we have just seen him aiding the Earl in apprehending Ewin Allanson and Ranald M'Donald Glas. But, in a few years afterwards, (on 2nd August, 1550,) M'Intosh was himself convicted by a jury of conspiring against the Earl of Huntly, her Majesty's Lieutenant over the North, and sentenced to lose his life and lands. Notwithstanding a pledge to the contrary, M'Intosh was executed soon after by the Countess of Huntly, thereby causing great exasperation among his tribe and friends.[1] By an Act of Parliament, 14th December, 1557, the sentence against M'Intosh was reversed as illegal.[2]

THE RENTAILL OF THE LORDSCHIPE OF HUNTLYE.—1600.

If the series of Deeds which we have just been considering attest the wide spread power of the Earls of Huntly, the rental of the various Lordships and Baronies of the family, from which the selections in the present volume have been printed, bear a testimony no less remarkable to their wealth.

Besides doing this, however, the rental furnishes the means of judging to some extent of the agricultural state of the districts over which it ex-

[1] Sir Walter Scott has given a picturesque account of this chieftain's death. According to which, it would appear that Macintosh delivered himself up to the Countess of Huntly, in the belief that she would be more pitiful than her husband, and implored her for mercy. She replied that the Earl had sworn by his father's soul that he would never pardon him till he had brought his neck to the block. "I will stoop even to that humiliation, to secure the safety of my father's house," said Macintosh, and laying his neck on the block, which was used for cutting up the bullocks and sheep for the kitchen, he waited for the mercy which he no doubt thought this act of submission merited. But the Countess made a sign to the cook, who stepped forward with his hatchet raised, and struck Macintosh's head from his body. Miscellaneous Works, vol. 23, p. 323. Edin., 1836.

[2] Gregory, p. 184, quoting Sir Lewis Stewart's MS. Collections, Adv. Lib., pp. 49, 61.

tends at a remote period; while, at the same time, it is not without its value and interest in a topographical and genealogical view.

The running title in the volume, "The Rentaill of the Lordschipe of Huntlye, alias Strauthtbogye," is hardly descriptive of the record, which, besides this, the earliest acquisition of the family in the North, comprehends the Lordships of the Engzie, Lochaber, and Badenoch, besides the Barony of Cabrach, Lands in Mar, and others.

The rental of the Castle Lands of Inverness, which concludes the volume, has been torn out.

Although the rental bears to be for the year 1600, when a series of fresh tacks were entered into, there are various marginal additions referring to leases, of an earlier as well as a later date.

It was thought unnecessary to print the whole document, but tables have been prepared exhibiting an abstract of it. In the first will be found, under the head of each lordship or barony, an abstract of the rental of every parish contained in it; and in the second there is given an abstract of the whole rental, exhibiting, in one view, the payments received from each lordship or barony by itself, and of the gross rental of all the lands.

It will be observed that the rents were almost wholly paid in kind; and besides the money payments, were composed of "ferm victual, custom meil, multure beir, custom aits, custom victual, mairts, muttoun, lambs, kids, swine and gryse, capons, geese, poultry, chickens, eggs, candle or brew talloun, cheese, salmon, peats, and custom claith or linen."

It is difficult to imagine how a system worked, which loaded the Landlord with such immense quantities of produce, and furnished him with a supply of money so inconsiderable, especially as the practice was universal over the whole country. An explanation, to some extent perhaps, is afforded in the following observations, by the Author of the Wealth of Nations.[1]

"In a country which has neither foreign commerce nor any of the finer manufactures, a

great proprietor, having nothing for which he can exchange the greater part of the produce of his lands, which is over and above the maintenance of the cultivators, consumes the whole in rustic hospitality at home. If this surplus produce is sufficient to maintain a hundred or a thousand men, he can make use of it in no other way than by maintaining a hundred or a thousand men. He is at all times, therefore, surrounded with a multitude of retainers and dependants, who, having no equivalent to give in return for their maintenance, but being fed entirely by his bounty, must obey him, for the same reason that soldiers must obey the prince who pays them. Before the extension of commerce and manufactures in Europe, the hospitality of the rich and great, from the sovereign down to the smallest baron, exceeded every thing which, in the present times, we can easily form a notion of. Westminster Hall was the dining-room of William Rufus, and might frequently, perhaps, not be too large for his company."[1]

Besides the great consumption which the unbounded hospitality and magnificent establishments of the times may account for, it is probable that the wages of servants and retainers were partly paid in kind.[2]

Besides the precise sums and payments entered in the rental, a reek hen was exigible for each dwelling-house, and in many cases the tenant had to return "areage and carriage, with service usit and wont."

The services thus generally indicated are found to have existed at an early period of our history. In the Chartulary of Kelso, there is a Rent Roll of the possessions of the Abbey, about the year 1290, and "the services" exigible from the tenants of the barony of Bolden, are thus summed up by the learned Editor, (Cosmo Innes, Esq.,) whose services, in behalf of our early history, cannot be over-estimated: "Four days reaping in harvest, the husbandman with his wife, and all their family; and a fifth day the husbandman with two other men;

"One day carting peats from Gordon to the Pullis, and one cart load (*plaustrum*) yearly, from the Pullis to the Abbey;

[1] An Inquiry into the Nature and Causes of the Wealth of Nations, by Adam Smith, LL.D., vol. ii., p. 158, Glasgow, 1805.

[2] Symptoms of this part of the system may be discovered in the arrangements connected with servant's wages, which subsisted down to a time comparatively recent. For a "Note of Servants Wages from 1720 to 1744," (Appendix to Preface, No. III.) I am indebted to William Leslie, Esquire of Warthill, who is in possession of records kept by various members of his family, illustrative of the agricultural and domestic arrangements of several centuries past.

"The service of a man and horse, to and from Berwick, once a year; and, on this occasion, they were to have their food from the monastery. In these services of carriage, a horse's load was three bolls of corn, or two bolls of salt, or one and a half bolls of coals; or somewhat less in winter;

"To till an acre and a half, and to give a day's harrowing with one horse yearly;

"To find a man for the sheep washing, and one for the sheep shearing; these were to be fed from the monastery:

"To serve with a waggon one day yearly, for carrying home the harvest."[1]

In the lease of a farm in the county of Aberdeen, in the Editor's possession, entered into in the year 1763, the following "services" are mentioned, as part of the rent:—"Four carriages of horses, with carts, creels, or sacks, as required, for carrying lime, stone, timber, sclate, or furniture; the said carriages being at no greater distance than seven miles, and, failing thereof, eight shilling Scots for each horse; also to pay one day's work of three hooks in harvest, under the penalty of six shillings Scots, for each hook. To furnish one horse to Banff, or the like distance, with carts, creels, or sacks, under the failure of twelve shillings Scots. And, lastly, to furnish one carriage horse to Aberdeen, or the like distance, under the failure of one pound Scots money."

In another tack of land, in the same district of country as the former, dated in the year 1781, the services are thus specified:—"Six plough yokings, twenty sufficient hooks, men and women of equal numbers, one day's shearing in the harvest, six labouring men one day's work when called for; twenty bolls of lime carried on his horse and sacks to Banff; ten horses, with carts or creels, to Banff or equal distance; two double carts to Aberdeen, or the like distance."

The items specified in the rental, are similar to those which appear in

[1] Liber S. Marie de Calchou. The Preface, p. xxxvii, printed for the Bannatyne Club, at the expense of the Duke of Roxburghe.

like documents of an earlier as well as a later time. Thus, in a rental of the lands of the Bishoprick of Aberdeen, in the year 1511, the rent payable for the lands of Brassmoir, (now Birsemoir), in the Parish of Birse, is thus specified:

"Brassmoir, two ploughgates. Gressum six pounds; is let for £6 13s. 4d. per annum; one mart; two muttons; two geese; one boll victual; one boll oats with the fodder; six poultry, and 3s. 4d. for bondage and services; six loads of wood for fire."[1]

Burt, in the work already quoted, while writing of the state of agriculture in the Highlands of Inverness-shire during the first quarter of the last century, says, "Their rent is chiefly paid in kind, that is to say, great part of it in several species arising from the product of the farm, such as barley, oatmeal, and what they call *customs*, as sheep, lambs, poultry, butter, &c., and the remainder, if any, is paid in money, or an addition of some one of the aformentioned species, if money be wanting."[2]

The lands contained in the rental now printed, were generally let on lease for a period of five years. It is obvious from the payments of which the rents were composed, in different localities, that the lands were in very various states of agricultural improvement and occupation. In the Lordships of Huntly and the Engzie, the returns exigible in name of rent are very much alike. In both of them the principal payment in grain consisted of ferme victual, "tua part meill, third part beir," and sometimes "half meill half beir." In Badenoch, the arable land being less extensive than in the lowland districts, there is no payment of "ferme victual" in the rental, and the only grain noticed in it is "multure beir."

The lands of Cabrach[3] seem to have been almost entirely occupied as

[1] Regist. Episc. Aberd., vol. i., p. 371.

[2] Letters from Scotland, vol. ii., p. 148.

[3] At an earlier period the Glens of the Cabrach were pastured by the royal stud. In the discharge of the accounts of the Chamberlain of Marr and Garioch, for the year 1438, is en-

grazings, and the rents are wholly paid in money and butter. The tenants here, generally speaking, were landed proprietors, and lowland allies of the Huntly family. Thus, among the tenants of Cabrach we find the names of John Leith of Harthill, Young Lesmoir, James Gordon of Knockespack, John Gordon of Newtown, George Gordon of Tarpersie, George Gordon of Couclarachie, James Gordon of Prony, John Leythe of Edingarach.

The revenue from Lochaber was also wholly in money; but a reference to the rental, and the tables in the Appendix, will show more precisely the varying produce of the different districts.

As a part of the customs exigible from the tenant of "Ouer Lounan with the Boitt of Spey," it may be remarked that he had to furnish "doiges to the halkis, and to gif land to sustein tua currackers, and to be answerable for their deuaties." The entry relative to the "Manes of Boigegeyght," shows the continued existence of the "bogs" around the Castle, from which it took its name;[1] and the notice of the "tua barnes to resawe my lordis custom stray and corne," as well as a reference elsewhere to "the stane barne for my lordis teyndis," seem to prove that the stipulated payments were made in kind, and not in their converted money value.

LETTERS OF 1746.

The first of these letters is addressed to James Urquhart, Esquire of Byth, by whose representative, Beauchamp Colclough Urquhart, Esquire

tered a payment "uni custodi equorum indomitorum regis apud Cabrach pro feodo suo xl s;" and again in 1451, "Et Johanni Rede custodi equorum domine Regine in pascuis de le Kabroch pro feodo suo de anno computi liij s. iiii d.—(The Chamberlain Rolls, vol iii. pp. 385, 531.)

[1] In a "Ratification in favour of George Duke of Gordon, of the Marquisate, Earldom, and Lordship of Huntly," which passed in Parliament in the year 1685, there is a clause ordaining "The Bogue to be called Gordon Castle, and the Burgh of Barony of Inuerlochie to be called now, and in all time coming, Gordon's Burgh. Acts of the Parliament of Scotland, vol. viii. p. 506.

of Meldrum and Byth, both the documents were kindly communicated to the Editor. The writer of this letter does not subscribe his name, nor is it known who he was; but he appears to have been the laird's Jacobite correspondent in Aberdeen, who supplied him with the stirring news of the time. The English newspapers did not then make their appearance with much regularity, nor is it probable that they were taken in by many of the country gentlemen of that day. It was of some consequence, therefore, to the latter class to have a correspondent in town, who would send them a digest of the news contained in the English papers, in the way adopted by the correspondent of the Laird of Byth, who, in the letter here printed, states that "eight or ten English papers came to town yesterday which had been missing, and I sat up till near 12 o'clock looking over them."

The principal object, however, of the writer, was to furnish an account of the recent skirmish between the Royal forces and the Highland troops of Prince Charles Edward at Falkirk. It is true, that although the battle had been fought and won[1] more than a week before the date of this letter, yet nothing beyond rumours and exaggerations of the event had as yet reached Aberdeen. These rumours, which, doubtless, assumed their complexion from the hands by whom they were conveyed, and from a due regard to the opinions of the party for whom they were intended, were, on the present occasion, most encouraging to the Jacobite cause, and must have been quite refreshing to the Laird of Byth, who was an eager adherant of the Stuart cause.

The list of killed and wounded, "said to have come to Montrose with a French officer, sent there to embark in the Hazard sloop for France with

[1] There was more doubt about the *winning* than the Laird's correspondent knew of, for here, as at Sheriffmuir, a part of the victorious army was long in doubt whether they had gained or lost the day.

"Says brave Locheil, 'pray have we won?
I see no troop, I hear no gun.'
Says Drummond, 'Faith! the battle's done,
I know not how or why man.'"—*Jacobite Song.*

the accounts," is truly formidable. "Killed and wounded, General Hawley, General White of Oxford Blues, Colonel Legonier, Colonel Campbell of the Black Horse, Colonel John White, Major Webster, Captain Orras, Cornet Johns, Earl Fanley's son, Captain Bamberry. The rest of the names are too tedious to insert, but in all 92 officers and eight Presbyterian Ministers. The Prince ordered all the corps to be interred, except the teachers, whose corps he would not allow the honour of burial till he should know their names and from whence they came. The killed and wounded are 3250."

The loss of officers on the English side was indeed severe, but the official returns of the battle give only 280 *in all*, killed, wounded, and missing, although it is generally believed that this number is short of the truth. In any event, the gasconading account of the French officer magnifies the loss tenfold.

The second letter is of a very different character. It appears to be a copy of a paper addressed to some person, in command on the Hanoverian side, under the feigned name of "Mistres Elingsfoord Gastein," with the view of pointing out how troops could be most effectively distributed over the northern counties, for apprehending the unfortunate Jacobites who were in hiding. It contains a good deal of minute local information, as to the political state of the district, and, among other things, thus describes a curious concealment in the house of Craigston, in the county of Aberdeen. "Craigston has a secret which hid three men; as ye goe ben the hall, it is in the thickness of the wall annent your face, att the back of the end of the table next the inner chamber door, as ye stand looking out at the window; which window is close att the chamber door. Its closs at your right hand, it enters from the room above, gae up stair from the inner chamber. As ye enter the chamber above the hall, thers a private room off that room for a chamber box, under which box a pavement lifts up; and so if there were a strong search in the countray, some might be here, but Craigston is not friendly to them. His wife has an idle temper."

INSTRUMENT ON ST. CUTHBERT'S DUCKS.

The Editor lately stumbled on this paper in a volume belonging to the Burgh of Aberdeen, titled "Sasine Register, 1484–1501." It has obviously been written in haste; and, indeed, it was only intended as a memorandum from which a more formal instrument might be prepared by the city scribe. It is thus disjointed in appearance, and, in some places, incorrect in expression. It purports, however, to contain the evidence of certain witnesses, who, by request of Henry Polseyne, an inhabitant of Trailsounde, were examined before the Magistrates of Aberdeen, on the subject of the birds. These witnesses deponed, that in the Island of Saint Cuthbert, called the Farne Island, on the borders of England, there was a certain church of this Saint, in which divers birds, of a wild untamed nature, called St. Cuthbert's Ducks, build their nests, under the altar, and around the altar, and in all the houses of the said island. During the time of the celebration of mass, they remove from their nests, and peck the priests who are officiating, as well as others who are present, with their bills. They also seek their food on the sea, and by no human power can they be boiled or roasted, which was beforetime proved by the ecclesiastics of said island; and, finally, the Yslik Liepunt [1] of their feathers is worth a rose noble of gold.[2]

[1] This seems to mean the Icelandic Lispunt. "A Leispund was a weight used in the Orkney Islands, containing eighteen pounds." (Jamieson's Scottish Dictionary, vol. ii. *voce* Lesh-pund, Leispund, Lespund.) "Lubecæ *Lispunt* est quatuordecim et sexdecim librarum." Du Cange. Glossarium *voce* Lispunt. See also "Weichtes and Measures in Orknay," *sub voce* "Serplaith," in Skene de verborum significatione. In the statistical account of the united parishes of Aithsting and Sansting in Zetland, the Lispund is stated to be a weight of 30 pounds. In the account of the parish of Unst in Shetland, it is said of the Lispond:—"This denomination of weight consisted originally of only 12 Scotch or Dutch pounds. By various arts, however, and different imperfect agreements, it has been gradually raised to 30 lb."—(Sinclair's Stat. Acc. vol. v. p 197, vol. vii. p. 581. Edin., 1793.)

[2] About a century after this time, the Scottis roiss nobill was ordained to pass for £8 5s. 0d. (Aberdeen Burgh Records, vol. ii. p. 165.)

Among other witnesses before whom this examination took place, were "Hanss Skeale and Henry Worbosse, townsmen of Gripiswald."[1]

It seems plain that these proceedings were designed by Mr. Henry Polseyne to make the ducks of St. Cuthbert better known in Aberdeen, and to provoke a demand for their feathers, which have always been the subject of extensive traffic; and that the most approved method of then effecting this object, was by investing the subject with a tinge of the miraculous.[2]

Many centuries before the date of this Instrument, the eider ducks of

[1] Pennant, during his tour in 1769, landed at one of the Farne Islands, "Where we found the female Eider Ducks, at that time sitting. The lower part of their nests was made of sea plants; the upper part was formed of the down which they pull off their own breasts, in which the eggs were surrounded and warmly bedded. In some were three, in others five eggs, of a large size and pale olive colour, as smooth and glossy as if varnished over. The nests are built in the beach, among the loose peebles not far from the water. The Ducks sit very close, nor will they rise till you almost tread on them. The Drakes separate themselves from the females during the breeding season. We robbed a few of their nests of the down, and after carefully separating it from the tang, found that the down of one nest weighed only three-quarters of an ounce, but was so elastic as to fill the crown of the largest hat. The people of this country call these St. Cuthbert's Ducks, from the saint of the islands."—Tour, p. 37.

Pennant also saw the Eider Duck among the Hebrides. He identifies it with the bird called the Colk by the Dean of the Isles, by whom it is thus described:—"In this ile ther haunts ane kynd of foule callit the Colk, little less nor a guise, quha comes in the *ver* to the land to lay her eggis, and to clecke hir birds, quhill she bring them to perfytness, and at that time her fleiche of fedderis falleth of her all hailly, and she sayles to the mayne sea againe, and comes never to land quhill the zier end againe, and then she comes with her new fleiche of fedderis. This fleiche she leaves zeirly upon her nest has nae pens in the fedderis, nor nae kind of hard thinge in them that may be felt or graspit, bot utter fyne downes."—(Description of the Western Isles of Scotland called Hybrides, by Mr. Donald Munro, High Dean of the Isles, who travelled through the most of them in the year 1595. Apud. Miscellanea Scotica, p. 153. Glasgow, 1818.)

[2] Polseyne was an inhabitant of Stralsund, and two of his witnesses are described as "townsmen of Gripiswald," or Greifswald. These are two of the principal towns of Pomerania. In this province "geese are reared in immense numbers; and besides those consumed in the province, large quantities are exported smoked and dried."—(M'Culloch's Geog. Dict. vol. ii. p. 530.) St. Cuthbert's Ducks are stated to have abounded at one time in the Orkneys, and it is probable, from the circumstances, that the supply of feathers was to come from that quarter rather than from the Farne Island,—unless we are to suppose that the feathers of Pomeranian Geese might have been passed off as those of St. Cuthbert's Ducks.

the Farne Islands had become famous from their connexion with St. Cuthbert, who, about the year 676, having quitted his monastery of Lindisfarne, retired for the purpose of greater seclusion to Farne, the largest of that group of Islands upon the coast of Northumberland. At this time, according to Reginald, a monk of Durham, who wrote about the middle of the twelfth century, the birds were in their natural state of wildness, but the saint soon succeeded in taming them, and rendering them subservient to his use, and upon more than one occasion wrought a miracle in their behalf. They were called St. Cuthbert's Ducks in the time of Reginald; and the Author of the Life of Bartholomew, the hermit of Farne, a contemporary of Reginald gives the following description of their habits,[1] which in several points corresponds with the details in the instrument now printed as well as with those of Pennant:—"Hanc autem insulam vetusta longinquitas quasdam perhibet aves incolere quarum cum miraculo et nomen perseverat et genus. Tempore nidificationis ibi conveniunt. Tantæque mansuetudinis gratiama loci sanctitate vel potius ab his qui locum in suâ sanctificaverunt conversatione mox impetrant ut humanos contactus et obtutus non abhorreant. Quietem amant et cum strepitu non deturbantur. Secus altare quædam ova cubant. Nullus eas lædere aut ova contingere sine licentia presumit. Cum masculis suis in æquore victum quærunt. Pulli eorum statim ut creati sunt matres precedentes subsequuntur, et, patrias undas semel ingressi, non revertuntur ad nidos. Matres quoque, oblitâ lenitate quam habuerant pristini sapiendi statum cum mari recipiunt."[2]

[1] Quoted by Mr. Raine, in his "Saint Cuthbert; with an account of the state in which his Remains were found, upon the opening of his tomb, in Durham Cathedral, in the year M.DCCC.XXVII." p. 22, Durham, 1828.

[2] Nothing which has been written of St. Cuthbert's ducks surpasses the grotesqueness with which our own Boece has invested his "Claik Geese," when he says:—"Sum men belevis that thir clakis growis on treis be the nebbis; bot thair opinioun is vane. And, because the nature and procreatioun of thir clakis is strange, we have maid na litill laboure and deligence, to serche the treuth and verite thairof. We have salit throw the seis quhare thir clakis ar bred; and findis, be gret experience, that the nature of the seis is mair relevant caus of thair procreatioun, than ony uthir thing. And, howbeit, thir geis ar bred

In drawing these remarks to a conclusion, it is the pleasing duty of the Editor to express his acknowledgements to the owners of the papers now printed, for the liberal access which they gave him to their valuable collections of Charters, as well as for the readiness with which they entrusted to his keeping such portions of these documents as he wished to select for the purposes of the Club.

JOHN STUART.

ABERDEEN, *November*, 1849.

mony sindry wayis, they ar bred ay allenarly, be nature, of the seis; for all treis that ar cassin in the seis, be proces of time, apperis first worme-etin, and, in the small boris and hollis thairof, grows small wormis; first, thay schaw their heid and feit, and last of all thay schaw thair plumis and wingis: finaly, qnhen thay ar cumin to the just mesure and quantite of geis, thay fle in the aire, as othir fowlis dois; as was notably provin in the yeir of God MCCCCXC., in sicht of mony pepill, beside the castell of Petslego. Ane gret tre was brocht, be alluvion and flux of the sea, to land. This wonderfull tre was brocht to the Lard of the ground, quhilk, sone efter, gart divide it be ane saw. Apperit than ane multitude of wormis, thrawing thaim self out of sindry hollis and boris of this tre. Sum of thaim war rude, as thay war bot new schappin; sum had baith heid, feit, and wingis, bot thay had na fedderis; sum of thaim war perfit schapin fowlis. At last the pepill, havand ilk day this tree in mair admiration, brocht it to the kirk of Sanct Androis, beside the town of Tyre, quhare it remanis yit to our dayis." (The History and Chronicles of Scotland, written in Latin by Hector Boece, Canon of Aberdeen; and translated by John Bellenden, Archdean of Moray, and Canon of Ross, vol. i. p. xlviii. Edin., 1821.)

APPENDIX.

No. I.

A BRIEF HISTORICAL ACCOUNT OF THE ERSKINES OF DUN.

THE first gentleman of this family of Dun that occurs to me in history, is Sir Robert Erskine, who was the son and heir of that loyal patriot Sir William Erskine, who is so highly extolled for his fidelity to King David the Second, by Archdeacon Barber, and other historians of that time, in his History of King Robert the Bruce.

History does not acquaint us how or where Sir Robert past the first years of his life, only his name is to be found witnessing several Charters given by the Great Steward of Scotland to his vassals in the Barony of Renfrew.

In the year 1348, upon the death of his father, Sir Robert Erskine obtained from the Great Steward a grant of the haill tenements of the upper Lordship of Erskine, for homage and knight's service, as the Charter bears.[1] The witnesses to the Deed are, Malcomo Comite de Wigton, David de Lindesay, domino de Barnweel, Willelmo de Cunninghame, domino de Kilmaures, Joanne Senescallo, brother to the Great Stewart, Willielmo de Caldwell, cancellario Scotiæ.

King David being a prisoner in England near two years, a proposal was made to King Edward to redeem him. This motion was entertained, and a treaty set on foot to negotiate the affair, of which number Sir Robert Erskine was one.[2]

His great services to the crown and kingdom in managing the above treaty, was rewarded by prefering him to one of the greatest offices of the Kingdom, the Chamberlain's office. This promotion is vouched from a Charter under the Great Seal of King David, whereby he ratifies a donation which Willielmus Duglas dominus ejusdem loci, gave Jacobo de Sandilands et domine Eleonore de Bruis sorrore suæ de baronia de Wester Calder.

The King's confirmation bears date at Dundee in Parliamento nostro ibidem

[1] Original Charter in the hands of Mr. Wil. Wilson, one of the Clerks of Session.

[2] Rymer's Fœdera.

tento quinto decimo die Maii, anno regni 1350.[1] The witnesses are Willielmo et Duncano Sancti Andræ Dumblanen et Dunkelden Episcopis, Thoma comite de Mar, Thoma comite de Angus, David de Lindsay Domino de Crawfurd, Roberto de Erskine camerario nostro, et Magistro Willielmo de Caldwell cancellario nostro Scotiæ.[2]

Treaties for the King's relief were, after this, renewed every year, in which Sir Robert Erskine, the Lord Chamberlain, had always the honour to be employed;[3] and, on the 4th of September, 1351, that he and his colleagues, who were the Bishops of St. Andrews, Caithness, and Dumblain; the Earls of March, Mar, Angus, and Sutherland; Sir William Douglas, Sir David Lindsay, knights, came to ane agreement with the English Plenipotentiaries at Newcastle, where King David was himself present, and the Queen, his wife. That Monsieur David de Brus, as the record calls him, should be set at liberty, upon his paying, for ransom, the sum of 90,000 merks sterling, within the space of nine years; and that twenty Scots gentlemen, the heirs of the greatest familys in the kingdom, should remain in England, as hostages for the said sum.

For many reasons the Scots refused to comply with these terms at this time; therefore, in January, 1356, the Great Steward, the Lieutenant of Scotland for King David, did, in a full council held at Perth, with advice of the Prelates, Nobles, and whole community of the kingdom, constitute and appoint William, Bishop of St. Andrew's, Patrick, Bishop of Brechin, Sir William Livingstone and Sir Robert Erskine, his Plenipotentiaries, with power to them to treat about the redemption of the King. And the treaty which they made with the English about the King's ransom, was ratified by a full council of the kingdom, assembled at Scoon on the 6th of November, 1358 years.

On the 10th of May, 1359, King David being returned to Scotland, commissioned Sir Robert Erskine, called in the record his cousin, Sir John Grant, and Norman Lesly, to go over to France to renew the old ligue between the two nations. They arrived at Lupar, a place near Paris, where Charles, eldest son of King John, gave the like commission to Symon de Bucy, Chevalier, and John Chalemart, Conseiller du Roy, to meet with these Scots Commissioners.

About this time that Sir Robert Erskine went Ambassador to France, he surrendered the Chamberlain's place, which was conferred on the Earle of Mar.[4]

Upon Sir Robert's return from France, he had a charter from King David, wherein he stiles him Dilecto confederato nostro; and to Christian Keith, his wife, in

[1] [The Parliament here noticed is in addition to those specified in Acts of the Parliament of Scotland, vol. i.]

[2] Charta with Lord Torphichen and the Chartulary de Arbroath.

[3] Mr. Rymer's Collections.

[4] Charta in Publicis Archivis.

conjunct fee of the Lordship of Alloway, Gaberston, and the Isle and Park of Clackmanan, and that in excambion for their lands of Strathgartney.[1]

Soon after this he was preferred to be Great Justiciary of Scotland benorth the river of Forth, an. 1360.

In the year 1363, without giving up the office of Great Justiciary benorth the Forth, he was a second time promoted to be Great Chamberlain of Scotland, upon the promotion of Dr. Monimuss to the See of Dunkeld.

In the year 1364, Sir Robert Erskine was, with the Bishops of St. Andrew's and Brechin, and Norman Lesly, named Commissioners for Scotland to treat with the English about a final peace.

In the year 1365, the truce formerly agreed on was again renewed and prolonged, and King David named the Bishop of St. Andrew's, Sir Robert Erskine, Dr. Wardlaw, and Mr. Armstrong, to meet with the English Commissioners at London, and on the 10th of May came to ane agreement.

Sir Robert having a great deal of merit with King David, he had by his special favour a grant of the lands of Edenem and Nisbet,[2] which he afterwards exchanged with the Crown for ane annuity, payable out of the great customs of Aberdeen. And in the 40th of the same reign, he was appointed Governor of the Castle of Sterline for life, and Sheriff of the Shire pro sustentatione ipsus castri annuatim. He had a grant de illis quatuor decem celdris frumenti, et duodecem celdris farine avenarum, debiti sive exeuntis de terra de Bothkener, et ducentis mercis sterlingorum percipiend annuatim per manus Camerarii nostri, qui pro tempore fuerit.

Upon the death of King David, Sir Robert Erskine was very instrumental in bringing King Robert the Second, the first of the Stewarts' family, to the Crown; and in disposing the Earle of Douglas, who had pretensions to the Crown, to acknowledge him as King. Mr. Winton the poet represents this thus:—

Quhen that the King Davie was deid,
His sister's son until his steid,
Robert Stewart was made King,
Specially throw the helping
Of gude Schir Robert of Ersking;
That Edinburgh, Dunbarton, and Strivileng
Had in his keeping, than all three
Worthy, wise, and leil was he, &c.[3]

Doctor Abercrombie tells us that George Earle of March, John Dunbar Earle

[1] Charta Penes Comitem de Buchan.

[2] Chartulary of the See of Aberdeen in the Lawier's Library.

[3] [Orygyale Cronykil of Scotland, vol. ii. p. 304.—Edin. 1795.]

of Murray, and Sir Robert Erskine, Governer of the three strongest castles in the kingdom, Dunbarton, Stirling, and Edinburgh, were those that prevailed with the Earle of Douglass to pass from his claim.

There is ane Act of Parliament dated May the 27th, 1371, settling the succession of the Crown upon the King's eldest son, the Earle of Carrick, to which act both Sir Robert and his eldest son Sir Thomas append their seals. The father's is stil entire, and may be yet seen in the archives at Edinburgh.

Robert the Second was not forgetful of Sir Robert's merit and services, for on the 4th of May, the first year of his reign, he gave him viginti libros sterlingorum de illo annuo redditu nobis debiti, sive exeunte de baronia Cadiou, in excambium terræ de Bodington, et annui redditus sive exeuntis de terris de Westhal cum pertinen. in baronia de Rathew infra vic. de Edinr.[1] After that he had a grant of the third part of the revenue accressing to the Crown out of the great customs of Dundie, together with a third part of the lands of Pittcarrach (near Dundie) then in the Crown by the death of the Earle of Athole.

This Sir Robert was a great patron of the clergy and a great benefactor to the church; for it is found from vouchers,[2] that he gave in pure alms to the Monastery of Cambuskenneth, the patronage of the Church of Kinoul, together with the lands of Fintallach in Strathern, pro salubritate status nostri, et Christianæ Keith sponsæ[3] nostræ dum vixerimus et pro salute animarum nostrarum cum ab hac luce migraverimus. Nec non pro salute animarum omnium antecessorum, et successorum nostrorum et omnium fidelium defunctorum, &c. Also he gave to the Abbot and Convent of Arbroath, upon condition that he and Beatrix his wife, should be admitted into al the privileges of their brotherhood, quadrigina denariorum sterlingorum annuatim pro totó tempore vitæ ipsorum, et alterius eorum diutius viventi, in recognitionem fraternitatis, ad quem recepti fuerunt in Monasterio memorato, &c. In cujus rei testimonium sigilla nostra patentes presentis litteris sunt appensa apud Arbroath, the 11th of December, 1361. Whereupon he directs a precept balivo suo de Dun, to pay the foresaid annuity to the Monks of Arbroath. In this deed he is designed Robertus Erskine, dominus ejusdem. After that, Sir Robert, therein designed Dominus de Dun, directs another precept Thomæ Cant balivo et receptori firmarum nostrarum ibidem, to pay the same annuity to the Convent of Arbroath for the year 1365.[4] Then he resigns totam Baroniam de Dun, infra vic de Forfar, to Sir Thomas Erskine his son. Whereupon King Robert the Second ratifies the surrender in the ordinary form, Dilecto consanguineo Thomæ Erskine

[1] Charta in Archivis.
[2] Chartulary of Arbroath.
[3] Chartulary of Cambuskenneth.
[4] The Precept is of the date 24th of July, 1365.

militi, que terræ fuerunt dilecti et fidelis nostri consanguinei Roberti de Erskine militis patris dictae Thomæ. This charter, which is to be seen in the public archives at Edinburgh, is dated November the 8th, 1377.

This Sir Robert Erskine had two wives; first Dame Beatrix Lindsay, a lady of the family of the Lindsays of the house of Crawford; and again, Dame Christian, daughter of Sir John of Monteith, Knight, and widow of Sir Robert Keith, Lord of Linton, and left issue, Sir Thomas Erskine, his successor, who, in the lifetime of his father, was stiled Dominus de Dun.[1]

Sir Nichol Erskine, his second son, was the first of that branch of the Erskines of Kinoul, in the county of Perth, where they subsisted in the male line till the time of King James the Second, that Christian, the daughter and sole heir of Sir John Erskine of Kinoul, was married to Sir Robert Crichton of Sanqhar. He had likewise a daughter Mariorie, who was married to Sir Maurice Drummond of Concraig, Stewart of Strathern.—Vide the Viscount of Strathallan's History of the Drummonds. MS.

N.B.—Upon Sir Robert Erskin's resigning, in the year 1357, the office of Chamberlain, Thomas Earl of Mar was made Chamberlain, who was son and heir of Donald Earl of Mar, and Governor of Scotland, in the minority of David the Second. This Earle of Mar died without issue an. 1377, and his estate came to Margaret, Countess of Douglas, his sister. Whereupon the Earle comes by courtesie to design himself Comes de Mar as well as Earle of Douglas.

NOTES RELATING TO THE FAMILY OF DUN.

1. Sir Thomas.

Sir Thomas Erskyne of that Ilk married first Janet Keith, by whom he had Sir Robert Erskyne, and a daughter married to Duncan Weems, younger of Lochar Weems. After her death, he took to wife Jean Barclay, by whom he had a son named John, who is reckoned first of the family of Dun as separated from that of Erskyne; for that they were formerly one, is gathered from a Charter in the custody of the family now of Dun, to this Thomas, from K. Robert the Second in the 6th year of his reign, which runs thus :—Dilecto consanguineo nostro Thomæ de Erskyne militi, of the barony of Dun, quæ fuit dilecti et fidelis nostri consanguinei Roberti de Erskyne militis, Patris dicti Thomæ,—the two last wittnesses are Jacobo de Lyndsay nepoti nostro, et Roberto de Erskyne militibus. 'Tis the 9th Charter in the 4th roll of Robert the Second, and bears date November 8th, regni 6to (1376.)

[1] Charta Penes Dom: Robt. Sinclair de Lochermuckhouse, ad annum, 1384.

2. John 1. To Sir Thomas Erskyne succeeded, in the lands of Dun, his son John, as appears by a Charter from K. Robert Third to him of the lands of Dun, dated October 25th, regni 3tio (1393.) The words are:—Dilecto et fideli nostro Joanni de Erskyne baroniæ de Dun cum pertinentijs quæ fuit Thomæ de Erskyne militis Patris dicti Joannis, tenendæ et habendæ dicto Joanni et hæredibus suis masculis, de corpore suo, quibus forte deficientibus dicto Thomæ et heredibus suis quibuscunque, reserving therein the father's liferent, and a tierce to Jean Barclay, John's mother, if shee happen to survive Thomas her husband. Testibus Jacobo de Douglass, domino de Dalkeith, et Thoma de Erskyne consanguineis nostris, dilectis militibus. To whom this John was married is not certain, nor does any further appear concerning him, except a Charter granted by him, anno 1419.

3. Alexander. The next whom we find in the succession is Alexander, (probably his son) he is called Alexander de Erskyne, dominus baroniæ de Dun, there is nothing to be learned about him from the records of the family, unless that he confirms a Charter of the lands of Balwyllie, to be holden of himself, to Alexander Lindsay, a natural son of the Earl of Crawford, anno 1451, in which William Auchterlowny of Kellie, and John Adzel de eodem, are wittnesses. Upon his resigning the lands of Dun with a reservation of his own liferent, K. James Second, granted a charter of date January 28th, 1449, to

4. John 2. John the second, his son, who married Marjorie Grahame, a daughter of Fintrie, and by her had three sons, John his heir, Thomas and Alexander. He renounced his lands of Dun to his son John, upon which K. James Third granted a charter, of date July 17th, 1473, dilecto nostro Joanni de Erskyne de Dun, filio dilecti nostri Joannis de Erskyne de Dun, upon which charter is the first seasine of the family now extant. Several years after this, we find him, with consent of Marjory Grahame his spouse, and John Erskyne, younger feer of Dun, their son, making a mortification to a chaplain for saying mass for the souls of the Kings and Queens of Scotland, and for the family of Dun. It bears date, March 10th, 1490. His lady dyed May 17th, 1504, and himself, March 15th, 1508.

5. John 3. To him succeeded John, the third of Dun, his son; he married, in his father's lifetime, Katharine Monypenny, by whom he had Sir John Erskyne his eldest son (for so he is designed in a reversion of Forden, &c., from William Meldrum, chantor of Brechin, to John Erskyne of Dun and Sir John his son) Thomas Erskyn of Brechin, secretary to K. James Fifth, and Alexander. There is a charter granted by him to his son and apparent heir John Erskyne, and Margaret Ruthven, daughter to William Lord Ruthven, and Countess of Buchan his spouse, of the lands of Balwyllie, dated at Dun, Jun. 21st, 1508, to which Thomas and Alexander his brothers are witnesses. This gentleman, with his sons Sir John

and Alexander, and his brother Thomas, had the misfortune to lose their lives at the fatal Battel of Flowden, September 9th, 1513.

Sir John Erskyne, the fourth of that name, in his father's lifetime took to wife Margaret, Countess of Buchan, by whom he had 6. Sir John 4.

John, the fifth of that name, afterwards Superintendant of Angus. This gentleman, upon the death of his grandfather and father, &c. at Flowden, as has been said, succeeded to an opulent fortune, a child not above five years old, but by the care of his uncle, Sir Thomas Erskyne of Brechin, Secretary to K. James fifth, had such a liberal education as not only enabled him to arrive at the highest dignity amongst the reformers of the church, but likewise qualified him for the weightiest matters of state. There is a charter, Feb. 9th, 1541, from his uncle Sir Thomas of the half of Arrot and Leighton Hill, egregio viro et prædilecto nepoti meo Joanni Erskyne de Dun seniori, as also, another of the same date, to the said John Erskyne of Dun, elder, his nephew, and John Erskyne, younger, his son, of the Constabulary of Montrose, which is confirmed by the King, Feb. 15th, 1541. March 2nd, 1545, there is a licence to him to go abroad for doing his lawful bussiness, and curing and mending his infirmities. We find him, soon after his return, much taken notice of by foreigners, as one of the greatest heroes our nation produced in that age. For Mr. Boague, author of the History of the Campaigns, 1548 and 1549, makes more frequent and honourable mention of him and his exploits during that time, than all the Scots writters have done during his whole life. He, with some others, signed a call to John Knox to return to Scotland, and promote the Reformation, at Stirling, March 10, 1556, and was one of those who signed the band called the first Covenant and Articles of Reformation, at Edinburgh, December 3, 1557. The 14th day of the same month, and in the same year, he was nominated by the Parliament for one of the commissioners to go to France and wittness the marriage of the young Queen with the Dauphin, of which trust he acquitted himself with great fidelity and honour, and was approved by the Parliament at his return. During the confusions of the Reformation, he was concerned in several negociations for the congregation, with whom he joined in their measures against the Queen Regent, and at last in her deprivation, October 23rd, 1559. In the month of July, 1560, he was appointed Superintendant of Angus and Mearns, in which office he behaved himself with such moderation and temper, that the Queen herself shewed a willingness to hear his sermons and converse with him upon the subject of religion. He was appointed Moderator of the ninth General Assembly at Edinburgh, December 25, 1564; also of the eleventh, the same day and place, 1565; also of the 12th, Edinburgh, June 25, 1566; and, of the 13th, Edinburgh, December 25, 1566. He was present at the Assembly at Leith, January, 1572, 7. John 5.

where episcopacy was established. There is a licence from the King, with consent of his Privy Council, of date February 25, 1584, to John Erskyne of Dun, to eat flesh all the time of Lent, and as oft as he pleases on the forbidden days of the week, to wit, Wednesday, Friday, and Saturday, signed James R., and below at a distance, Thirlstane; noted upon the back, with the same hand, a licence to your L—— to eat flesh; he being then past the age of 76 years. There is another licence to him, 1580, wherein he, and three in company with him, are allowed to eat from February 13 to March 26. Who he married, or in what year he died, I have not learned. His eldest son, John, called in the forecited charter from Sir Thomas Erskyne, John Erskyne, younger of Dun, seems to have died before him without issue, so that the next in succession would appear to be a son called

8. Robert. Robert, *vulgo*, Robert the Feer of Dun, for there is a charter from the Superintendant and him, dated May 1, 1581, of the lands of Somerhill, to his son Thomas, and Margaret Moncur, his spouse; this was his second lawful son, styled of Torfaiche, by a writ under his father's hand, May 6th, 1587. He had another son called also Robert by the same writ, and a son called Samuel, married to one Grisel Foster, by K. James's letter to the father, 1590. I have seen no voucher that John Erskyne of Nathrau was a son of his. He, by testament, October 16, 1592, left his son John and daughter Margaret, to the tuition of their mother, Margaret Keith and others therein named. Shee was afterwards married to Sir John Lindsey of Ballancho, brother to the Earl of Crawford who got a gift of the escheat of Ogilvie of Balloncho, and was afterwards Lord Edzil. This appears by an obligation, November, 1599, from her and her second husband, to Lord Altrie, her father, anent the plenishing of the House of Dun. The next that I find is

9. Alexander. Alexander Erskyne of Dun, (probably Robert's eldest son), to whom Agnes Ogilvie Lady Logie renounces her jointure, January 8, 1614. There is a commission, 1610, for apprehending certain persons therein named, for endeavouring to poison two young children of the family of Dun, the eldest whereof is said not to be above ten years. These have probably been children of this Alexander. To him succeeded

10. Sir Alexander. Sir Alexander Erskyne. There is a contract of marriage, dated July 17th, 1640, betwixt James Allardice of that Ilk, and Mary Erskyne his daughter; and another, betwixt Robert Dunbar of Burgie and her, dated March 30, 1646.

THE OBITIS OF THE LAIRDIS AND LADEIS OF DWNE.

Ane nobill woman, Dame Mariorie Grahame, umquhile Ladie of Dwn, depairtit fra this lyff upone the sevintein day of Maij, the yeir of God, jaj v^{c} and four yeirs. — Deit and bureit in Dwn.

Ane nobill man, Johnne Erskyne, umquhile Laird of Dwn, depairtit fra this lyff upone the auchteint day of Marche, the yeir of God, jaj v^{c} aucht yeirs. — Deit and bureit in Dwn.

Ane nobill man, Johnne Erskyne of Dwn, Thomas Erskyne his brother, Sir Johnne Erskyne, his sonne and aire, and Alex. Erskyne, his uther sonne, depairtit fra this lyff in the battell of Flouddown, upon the nynt day of September, the yeir of God, jaj v^{c} threttein yeirs. — Dyed in the field of Flodden in England.

Ane nobill ladie, Dame Katherine Monipennie, umquhile Ladie of Dwn, depairtit fra this lyff upon the third day of Marche, the year of God jaj v^{c} threttie ane yeirs. — Buried at Montrose.

Ane noble ladie, Dame Elizabethe Lyndsay, umquhile Ladie of Dwn, depairtit fra this lyff upon the twentie nynt day of Julij, the yeir of God jaj v^{c} threttie aucht yeris. — Deit and buriet in Dwn.

Ane nobill ladie, Dame Margaret Ruthwen, countas of Buchane, umquhile Ladie of Dwn, depairtit fra this lyff upon the fyft day of August, the yeir of God jaj v^{c} fourtie aucht yeris. — Deit and buriet in Dwn.

Ane nobill man, Johnne Erskyne youngar of Dwn, depairtit fra this lyff upon the sevint day of September, the yeir of Cod jaj v^{c} threscoir thrie yeris.

Ane nobill ladie, Barbara de Bearle, umquhile Ladie of Dwn, depairtit fra this lyff upon the fyfteint day of November, the yeir of God jaj v^{c} threscoire twelff yeris. — Deit in Montrose and bureit in Dwn.

Ane nobill man, John Erskine, umquhile Leard of Dwn, sumtym Superintendant of Angus and Mearnis, depairtit fra this lyff the 22 of Merche, the yeir of God, 1589.[1]

1 [John Thomson found by some papers that before the Superintendent's death there were five Ladys and four Lairds in life all at once on the estate.]

Ane nobill man, Robert Erskyne, umquhile Laird of Dwn, depairtit fra this lyff the 27 day of December, the yeir of God, jaj v^c^ fourscoir and ten yeiris.

Ane nobill man, Johnne Erskyne, umquhile Laird of Dwn, depairtit fra this lyff the 17 day of Junij, the yeir of God, 1591.

Ane nobill man, John Erskyne, umquhile Laird of Dwn, depairtit fra this lyff the 21 of October, the yeir of God, 1592.

Ane nobill man John Erskine, umquhile Laird of Dwne, depairtit fra this lyff on Fredeay be aucht houris in the morning, quhilk was the twentie-thrie of March, anno 1610.

John Erskine of Dwn,[1] be poisone, dyet upon Witsonday, the twenty-third of May, anno 1613.

John Erskine of Dun was married to Bethune or Beton, daughter to the Laird of Crieff, afterwards Laird of Balfour in Fife, and had by her the following children, viz. :—

John Erskine, their eldest son, born at Montrose, on Tuesday, the last day of April, 1622.

Maria Erskine, the eldest daughter, was born at Dun, on Monday, the 10th of August, 1623.

Alexander, afterwards Sir Alexander Erskine, their second son, was born at Dun, on Friday the 26th of May, 1626, [afterwards knighted] and died at London.

William Erskine, their third son, was born at Dun, on Thursday, the 14th of October, 1627.

Margaret Erskine, their second daughter, was born at Dun, on Monday, the 16th of March, 1633.

[1] John Erskine was poisoned by his uncle Robert. His trial, as well as that of his three sisters, by whom he was instigated to the atrocious act, will be found in Pitcairn's Criminal Trials, vol. iii. pp. 261, 266.

Helen Erskine, their third daughter, was born in Dun.

David Erskine, their fourth son, was born in Dun, of May, 1640, and succeeded his brother Sir Alexander. He died in May, 1698.

Which of the first three brothers was married to Lighton, daughter to Lighton of Craig, &c., I know not. She had 100,000 merks of portion, but enjoyed 4,000 merks of yearly jointure fifty years, which forced David Erskine of Dun to sell the lands of Dunnienald to [James] Allardyce, her husband, in part of payment.

She had only one daughter to the laird of Dun, who was married to Sir John Ogilvy of Inverwharity. [No doubt the present Sir John will know whether the above John, Alexander, or William Erskine was her father, I think it was John the eldest.]

[As for the children of your grandfather, who was married to Jean Lumsdain, daughter to Sir James Lumsdain of Inergallie, you can have a list of them, and it's not amiss to write a list of both your grandfather and great grandfather on a page of your great Bible].[1]

[1] The paragraphs within brackets have been supplied from another and later copy of this paper.

II. ABSTRACT OF THE RENTAL OF THE LORDSHIP OF HUNTLY AND OTHE

	Silver Maill.	Teind Silver.	Ferm Victual.	Custom Meal.	Multure Bear.	Custom Oats.	Custom Victua
LORDSHIP OF HUNTLY.	£ s. d.	£ s. d.	Bolls,	Bolls.	Bo. Fir.	Bo, Fir,	Bo. Fi
PARISH of DUMBENANE	121 6 4	80 6 8	676	55	13 3	5 2	...
GARTLY (Braes)	218 6 8	113 6 0	128	...	73 0	29 0	...
GARTLY (Barony)	107 0 0	49 1 8	411	...	...	9 0	...
DRUMDAILGIE	108 13 4	...	145	...	19 2	7 2	...
KINNOIR	173 13 4	106 13 4	196	...	22 2	9 0	83
RUTHVEN	196 6 8	112 0 0	391	...	42 1	15 0	...
BOTARIE	502 10 0	...	72	...	34 0	16 0	...
RHYNIE	202 0 0	74 4 0	366	...	7 2	3 0	...
ESSY	147 6 8	...	...	...	6 1	2 0	...
Sum	1777 3 0	535 11 8	2385	55	218 3	96 0	83
LORDSHIP OF ENGZIE.							
PARISH OF BELLIE	323 6 8	...	590 2 3 *	...	39 2	...	...
RATHVEN	139 10 0	...	377 3 3½†	...	...	...	...
Sum	462 16 8	...	968 2 2½	...	39 2	...	...
LORDSHIP OF BADENOCH.							
PARISH of SKEARALVEY	60 4 6	...	173	...	42 2 2½	...	..
KINGUSIE	110 0 0	...	...	...	73 2 0	. .	...
LAGGAN	66 18 4	...	...	...	43 0 0	...	...
SKEIRINCHE	5 6 8	...	...	...	12 0 0	...	...
KINCARDINE	18 13 4	...	...	...	14 0 0	...	..
Sum	261 2 10	..	173	...	185 0 2½	...	..
BARONY of FOCHABERS	360 3 4	...	...	...	17 0 0	...	..
CABRACH	Maill. 366 Merks.		Butter. 17 Stones.	...	...	...	..
TEINDS of DRUMBLAIT	Silver Teind. £97 0 0		Victual Teind. 158 Bolls.	...	...	...	
LOCHABER	Maill. 210 Merks.		...	...	...	...	.
M'INTOSH Fee Lands in BADENOCH	148 0 0	...	...	..	4 0 0	...	.
LANDS in MARR	426 2 2	4 0 0	132	..	11 2 0	12 2	.

ABSTRACT, c.

	Silver Maill.	Teind Silver.	Ferm Victual.	Custom Meal.	Multure Bear.	Custom Oats.	Custom Victual.	M
LORDSHIP of HUNTLY	1777 3 0	535 11 8	2835 0 0	55 0 0	218 3 0	96 0	83 3	
ENGZIE	462 16 8	...	968 2 2½	...	...	...	...	
BADENOCH	261 2 10	...	173 0 0	...	185 0 2½	...	...	
BARONY of FOCHABERS	360 3 4	...	...	...	17 0 0	...	...	
LANDS of CABRACH	244 0 0	...	...	...	...	...	...	
TEINDS of DRUMBLAIT	0 0 0	97 0 0	158 0 0	...	...	...	...	
LOCHABER	140 0 0	...	...	...	...	...	...	
M'INTOSH Fee Lands in BADENOCH	148 0 0	...	...	...	4 0 0	..	...	
LANDS in MARR	426 2 2	4 0 0	132 0 0	...	11 2 0	12 2	...	½
	3819 8 0	636 11 8	3816 2 2½	55 0 0	436 1 2½	108 2	83 3	½

* This includes Ferm Victual, - - 560 3 3¾
Cust. Aits, - - 23 1 0
Wheat, - - - - 3 1 2

† This includes Ferm Victual, - - 362 0 3
Multure Bear, - - 6 0 0
Cust. Aits, - - - 28 0 0
Wheat, - - - 12 3 3

RDSHIPS BELONGING TO GEORGE MARQUIS OF HUNTLY.—1600. TABLE I.

Mts.	Muttons.	Lambs.	Gryse.	Swine.	Capons	Geese.	Poultry.	Chickens.	Eggs	Candle.	Brew Tallow.	Peats.	Custom Linen.	Custom Butter.	Salmon	Teind Victual	Cheese.
										Stones.	Stones,	Leets.	ells. nails.	Stones.	Barrels	Bolls.	Stones.
	43	19	19	...	60	19	60	240	96	4	...	...	84 0	...	...	...	...
½	42½	26⅓	29¼	...	150½	26½	586	6	1328	...	...	...	33 0	...	...	...	...
	21⅓	35⅓	2	...	234	34½	264	...	...	..	...	22½	12 0	...	...	..	..
¾	22½	21	21½	1	72	21	114	42	360	...	...	...	96 0	...	..	..	...
	44	28	28	...	94	30	280	36	672	...	3	...	156 0	...	...	..	...
	46	41	42	2	122	41	306	132	624	..	6	...	216 0	...	...	..	..
	21	16	17	...	54	8	212	24	440	...	...	12	108 0	...	...	...	...
½	9½	7	7	...	12	7	102	12	144	..	..	...	24 0	...	..	...	...
	2	2	2	...	20	2	40	12	96	...	...	...	...	38	..	...	...
¾	252	196	167¾	4	818½	189	1964	504	3760	4	9	34½	729 0	38	...	..	...
⅚	54½	39½	...	4	259	44½	283	136	1044	...	17	...	141 5	...	40	...	...
⅔	39½	20	...	5	228	15	208	60	480	...	16	...	120 2	...	..	...	...
½	94	59½	...	9	487	59½	491	196	1524	...	33	...	261 7	...	40	...	...
⅔	21⅓	12	...	...	...	...	86	..	...	...	...	...	...	1	...	8	2
⅚	33½	22	...	...	12	..	146	...	...	...	...	...	...	..	...	...	...
½	25	19	...	...	...	...	102	...	..	..	...	...	...	..	...	...	...
	6	...	...	...	...	...	16	...	...	...	...	...	..	...	...	...	...
	7	...	...	...	..	...	28	...	...	...	...	...	...	...	...	...	..
⅚	92⅚	53	...	...	12	...	378	...	...	...	...	...	...	1	..	8	2
.	...	...	...	1	36	...	108	...	...	..	4	...	...	...	...	...	...
.	...	..	...	...	...	...	...	...	...	..	...	...	..	...	...	. .	...
.	...	...	..	...	...	...	...	...	...	...	...	...	...	...	...	..	...
.	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	..	...
	4	2	...	...	...	..	32	...	...	..	...	...	...	...	...	...	..
⅚	41	6	...	Kids 30	36	24	258	...	...	...	...	...	...	38	...	...	...

TABLE II.

Mtons.	Lambs.	Gryse.	Swine.	Capons	Geese.	Poultry.	Chickens.	Eggs	Candle	Brew Tallow	Peats.	Custom Linen.	Custom Butter.	Salmon	Teind Victual	Cheese.	Kids.
									Stones.	Stones.	Leats.	Ells.	Stones.		Bolls.	Stones.	
2	196	167¾	4	818½	189	1964	504	3760	4	9	34½	729	38	...	...	...	..
4	59½	...	9	487	59½	491	196	1524	...	33	...	261.7	...	40	...	...	...
25/6	53	...	...	12	...	378	...	...	...	...	...	...	1	...	8	2	...
	...	...	1	36	...	108	...	...	...	4	...	...	...	...	...	...	...
	...	...	..	...	...	...	...	...	...	...	...	...	17	...	...	...	...
	...	...	...	...	..	...	..	...	...	...	...	...	...	...	...	...	...
	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
4	2	...	...	...	...	32	...	...	...	...	...	...	...	...	...	...	...
1	6	...	...	36	24	258	...	...	...	...	...	...	38	...	...	...	30
35/6	316½	167¾	14	1389½	272½	3231	700	5284	4	46	34½	990.7	94	40	8	2	30

No. III.

NOTE OF SERVANTS WAGES AT WARTHILL, FROM 1720 TO 1744.

This note only embraces the wages of one ploughman, and one servant maid for each year; the others being too numerous to mention, but in their several degrees proportionate to the above.

1720.

William Rait, 13 merks, half a boll's sowing, and 1 pair of stockings.

Margaret Watt, 8 merks, meal and shoes.

1721.

George Tapp, £8, two pair shoes, a shirt and pair of old stockings, and a steer to go with dry cattle.

Margory Christie, £5 4s. 0d., 2 pairs shoes, 3 ells harden, 1 ell linen, 1 lb. wool.

1722.

Alexander Finlay, £9, one pair shoes, half a boll's sowing.

Jean M'Gregor, 5 merks, 2 pair shoes, 1 lb. wool, 1 ell linen, 3 ells harden.

1723.

William Murdoch, £10, pair of shoes, half a boll's sowing, pair of stockings, or a ridge in the Wellhead fold without the stockings.

Margaret Ferguson, £5, one pair of shoes.

1724.

George Kennert, 16 merks, one pair shoes, half a boll's sowing.

Janet Lamb, £4, one ell linen, one pound wool, 3 ells harden.

1725.

William Diack, £10, one pair shoes, half a boll's sowing.

Lilias Bruce, £4 6s. 8d., and bounties as formerly.

1726.

Alexander Smyth, £9, one pair of shoes, and half a boll's sowing.

Elspet Patterson, 5 merks, 2 pair shoes, 3 ells harden, an apron, and wool to be stockings.

1727.

John Wight, £10, one pair shoes, half a boll's sowing.

Margaret Bawn, 8 merks in all.

1728.

James Anderson, £10, one pair of shoes, half a boll's sowing.

Elspet Gall, 10 merks, 1 ell linen; being with child to James Anderson, I put her away at All Saints, and paid her fee.

1729.

John Wight, £10, pair of shoes, half a boll's sowing.

Elspet Emslie, 7 merks, 2 pair shoes, 3 ells harden, 1 ell broad linen.

1730.

John Wight, as formerly.

Agnes Bruce, £5, meal and shoes, and a yoking of 3 horse.

1731.

John Wight, as formerly.

Elizabeth Johnstone, 8 merks, one pair shoes, and wool to be stockings.

N.B.—15th October, sold and delivered half a boll of meal to John Clark at Cranabog, at 4 merks, payable at Fasten's Even.

2nd November, sold and delivered to William Wood, in Mickle Wartle, half a boll of meal, at £2 10s., payable at Fasten's Even.

21st November, sold James Ogg one fourth boll of meal, at 2 merks, payable at Whitsunday.

5th December, sold and delivered to said William Wood, another half boll of meal, at £2 10s., payable with the former.

The above three men all broke, so I expect not a sixpence from either of them.

Item, George Angus dues me for a cow, ...	£11	0	0
And John Ogg for an ox, ...	18	2	0
	£29	2	0

Ogg, with his wife and children, took a trip to America, and Angus worse than nothing; therefore all desperate debt.

Job 1st and 21st,—Our Father which art in heaven, &c.

1733.

John Wight, *ut ante*.

Jean Cruickshank, 8 merks, 1 pair shoes, and wool to be stockings.

1734.

Robert Mathew, £10, pair shoes, half boll's sowing.

Janet Anderson, 8 merks, and £1 12s. for her castings.

1735.

Robert Mathew, *ut ante*.

Elizabeth Strachan, £3 10s., pair shoes, a shirt, and half ell linen.

1736.

Alexander Ingram, £10, pair of shoes, half boll's sowing.
Elizabeth Strachan, as formerly.

1737.

George Milne, £10, pair shoes, half boll's sowing.
Elizabeth Strachan, *ut ante.*

1738.

George Milne, *ut ante.*
Elizabeth Rait, 8 merks, 2 pair shoes, and a shirt.

1739.

George Milne, *ut ante.*
Elizabeth Strachan, *ut ante.*

N.B.—Robert Pittendreigh to have liberty for 2 beasts on the common pasture, in part of his harvest fee.

Item, William Moir to have the grass west of the inlan rig in the back fold, and the liberty of the common pasture, he shearing to me in harvest.

1740.

George Milne, *ut ante.*
Elizabeth Strachan, *ut ante.*

1741.

George Milne, *ut ante*, with a pair of shoes at Andersmas.
Elizabeth Strachan, *ut ante*, with 2s. sterling to give her father.

1742.

George Milne, *ut ante.*
Elizabeth Strachan, *ut ante.*

1743.

George Milne, *ut ante.*
Janet Clarke, £5 5s. 0d., meal and shoes.
George Barkley for harvest, gives him a mart's hide and a merk more.

1744.

George Milne, *ut ante.*
Jean Bruce, 8 merks, two pair shoes, a shirt, a yoking of my horses, but half merk referred.

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I.

PAPERS

FROM

THE CHARTER CHEST AT DUN.

M.CCCC.LI—M.DCC.XIII.

PAPERS

FROM

THE CHARTER CHEST AT DUN.

I.

CHARTER BY JOHN ERSKINE OF DUN, TO WILLIAM BONAR AND SPOUSE, OF THE THIRD PART OF THE LANDS OF BALWELY.—10TH MAY, 1451.

Omnibus hanc cartam visuris vel audituris Johannes Erskin dominus de Dwnn salutem in Domino sempiternam Sciatis me dedisse concessisse et hac presenti carta mea confirmasse dilectis meis Willelmo Bonare ciui ciuitatis Sanctiandree et Cirstiane sponse sue et eorum diucius viuenti ac eorum liberis procreatis uel procreandis quibus deficientibus veris heredibus dicti Wilelmi quibuscunque pro seruicio et homagio michi et heredibus meis impensis et impendendis totam et integram terciam partem terrarum de Baluely cum principali messuagio et pertinenciis earundem jacentem in baronia mea de Dwnn infra vicecomitatum de Forfare quequidem terre fuerunt quondam Thome de Rossy et quas idem Thomas non vi aut metu ductus nec errore lapsus sed sponte et libere in presentia reuerendi in Christo patris et domini domini Jacobi Episcopi Sanctiandree et aliorum quam plurium subscriptorum testium per fustum et baculum ut moris est sursum reddidit pureque et simpliciter in manibus meis resignauit Tenendam et habendam totam et integram predictam terciam partem terrarum de Baluely cum principali messuagio et pertinenciis earundem predictis Willelmo et Cirstiane et eorum diucius viuenti et eorum liberis procreatis uel procreandis quibus deficientibus veris heredibus dicti Willelmi de me heredibus meis et successoribus in feodo et hereditate imperpetuum per omnes rectas metas suas antiquas et diuisas in moris maresiis [etc.] libere quiete [etc.]

faciendo inde [etc.] seruicia et homagia de predicta tercia parte terrarum predictarum de Baluely cum pertinenciis debita et consueta cum wardis et releuiis cum contingunt [etc.] In cuius rei testimonium sigillum meum presenti carte mee est appensum apud Sanctumandream decimo die mensis Maii anno Domini millesimo quadringentesimo quinquagesimo primo Hiis testibus Roberto Grahame domino de Ewisdaile Thoma Ogiluy de Clova et Roberto de Spenss cum multis aliis.

II.

THE LAIRD OF DUN'S CONFIRMATIOUN OF THE THRID PAIRT LANDIS OF BALUELO, TO ALEXANDER, SON NATURAL TO ALEXANDER, ERLE OF CRAWFURD—Vltimo Januarii, 1451.

Omnibus hanc cartam visuris vel audituris Alexander de Erskyn dominus Baronie de Dvn salutem in Domino sempiternam Sciatis me quandam cartam dilecti tenentis mei Thome de Rossy filii quondam Thome de Rossy domini eiusdem sub sigillo suo factam et concessam Alexandro Lyndesay filio naturali magnifici et potentis domini domini Alexandri Comitis de Cravfurde et Domini le Lyndesay de omnibus et singulis terris totius tercie partis sue ville ville de Baluely cum pertinentiis jacentibus in baronia mea de Dvn infra vicecomitatum de Forfare sanam et integram non viciatam non cancellatam non rasam non abolitam nec in aliqua sui parte corruptam seu suspectam sed omni prorsus vitio et suspitione carentem inspexisse et ad plenum intellexisse in hec verba Omnibus hanc cartam visuris vel audituris Thomas de Rossy filius quondam Thome de Rossy domini eiusdem ac dominus parcionarius terrarum de Baluely salutem in domino sempiternam Sciatis me vendidisse ac titulo pure vendicionis a me et heredibus meis imperpetuum alienasse Alexandro Lyndesay filio naturali magnifici et potentis domini domini Alexandri Comitis de Cravfurde et Domini le Lyndesay omnes et singulas terras meas tocius tercie partis mee dicte ville de Baluely cum pertinentiis jacentes in baronia de Dvn infra vicecomitatum de Forfare tenendas et habendas omnes et singulas prenominatas terras cum pertinentiis dicto Alexandro et heredibus suis masculis de corpore

suo legitime procreandis quibus forte deficientibus dicto domino comiti et heredibus suis et assignatis quibuscunque de barone de Dvn et heredibus suis in feodo et hereditate inperpetuum per omnes rectas metas suas antiquas et diuisas in moris marresiis boscis planis viis semitis aquis stagnis pratis pascuis et pasturis molendinis multuris et eorum sequelis aucupationibus venationibus et piscariis petariis turbariis cum curiis et earum exitibus et eschaetis earundem cum bludwitis herieldis et merchetis mulierum cum averagiis et cariagiis ac cum omnimodis aliis et singulis libertatibus commoditatibus et asiamentis ac iustis pertinentiis suis quibuscunque tam non nominatis quam nominatis tam sub terra quam supra terram tam prope quam procul ad totas et integras prenominatas terras cum pertinentiis spectantibus seu iuste spectare valentibus quomodolibet in futurum libere quiete plenarie integre honorifice bene et in pace sine aliquo retinemento aut reuocatione mei vel heredum meorum inperpetuum Reddendo inde dicto baroni de Dvn heredibus suis et successoribus pro huiusmodi terris cum pertinentiis seruicia debita et consueta Et ego vero dictus Thomas heredes mei et successores totas et integras prenominatas terras cum pertinentiis venditionemque et alienationem earundem dicto Alexandro et heredibus supra nominatis in omnibus et per omnia vt premissum est contra omnes homines et feminas warantizabimus acquietabimus et inperpetuum defendemus In cuius rei testimonium huic presenti carte mee sigillum meum est appensum apud Fynewyn penultima die mensis Januarii anno Domini millesimo quadringentesimo quinquagesimo primo Testibus Waltero Ogiluy de Bevfurde Willelmo Ochtirlony de Kelly Thoma Ogiluy de Clova Magistro Alexandro Guthre de Kyncaldrum et Johanne Adzell de eodem cum multis aliis Quamquidem cartam in omnibus suis punctis et articulis conditionibus et modis ac circumstanciis suis quibuscunque forma pariter et effectu in omnibus et per omnia vt prescriptum est approbo ratifico et pro me heredibus meis et successoribus quibuscunque inperpetuum confirmo presencium per tenorem saluis michi heredibus meis et successoribus baronibus de Dvn seruitiis debitis et consuetis in dicta carta specificatis In cuius rei testimonium presenti carte mee confirmacionis sigillum meum est appensum apud Pvmfret vltimo die mensis Januarii anno Domini millesimo quadringentesimo quinquagesimo primo.

III.

TACK OF LOGY-MONTROSE, BY THE BISHOP OF ST. ANDREWS TO JOHN ERSKINE OF DUN.—3d November, 1467.

Vniuersis Sancte Matris ecclesie filiis ad quorum noticias presentes litere peruenerint Patricius Dei et apostolice sedis gratia Episcopus Sanctiandree salutem in omnium saluatore Nouerit vniuersitas vestra nos de vnanimi consensu et assensu capituli nostri capitulariter congregati arrendasse et ad firmam dimisisse tenoreque presencium arrendare et ad firmam dimittere dilecto nostro et speciali Johanni Erskyne de Dun et pro toto tempore vite sue omnes et singulas terras nostras de Logy-montros vnacum molendino et multura eiusdem ac piscatura tam salmonum quam aliorum piscium infra dictum dominium existentibus cum pertinenciis jacentes in baronia nostra de Roscolby infra vicecomitatum de Forfar Tenendas et habendas omnes et singulas dictas terras vnacum dicto molendino et multura eiusdem ac dicta piscatura tam salmonum quam aliorum piscium cum pertinenciis dicto Johanni pro toto tempore vite sue cum curiis et curiarum exitibus herieldis et mulierum merchetis et cum licencia ac plena potestate imponendi et extra ponendi sub se tenentem seu tenentes in seu de dictis terris molendino multura et piscatura predictis cum pertinenciis tociens quociens sibi videbitur expediens et oportunus ipsius vita durante nec non cum vniuersis et singulis libertatibus commoditatibus et asiamentis ac justis suis pertinenciis quibuscunque tam non nominatis quam nominatis ad dictas terras molendinum multuram et piscaturam cum pertinenciis spectantibus seu juste spectare valentibus quomodolibet in futurum vita ipsius Johannis perdurante Soluendo inde annuatim nobis et successoribus nostris Sanctiandree Episcopis aut nostris deputatis idem Johannes pro tempore vite sue sexdecem mercas vsualis monete Scocie ad duos anni terminos consuetos festa videlicet Pentecostes et Sancti Martini in yeme per equales medias porciones vnacum secta ad tres curias nostras capitales apud Roscolby per se procuratores attornatos aut subtenentes suos plures aut vnum nomine suo facienda tantum pro omni alio onere seruicio seculari exactione seu demanda que de dictis terris molendino multura et piscatura cum per-

tinenciis per quemcunque exigi poterunt uel requiri Tempore vero introitus eiusdem Johannis ad predictas terras de Logymontros molendinum multuram et piscaturam suprascripta cum pertinenciis in festo Pentecostes datam presencium immediate precedentis inchoante Et nos vero Patricius Episcopus antedictus et successores nostri predictas terras de Logymontros molendinum multuram et piscaturam ac hujusmodi arrendationem et ad firmam dimissionem prefato Johanni Erskyne pro toto tempore vite sue in omnibus et per omnia ut premissum est contra omnes mortales warrantizabimus acquietabimus et irrefrigabiliter defendemus In cuius rei testimonium sigillum nostrum auctenticum vnacum sigillo communi predicti nostri capituli presentibus est appensum tercio die mensis Nouembris anno Domini millesimo quadringentesimo sexagesimo septimo et consecrationis nostre anno tercio hiis testibus nobilibus prouidis et discretis viris Roberto Grahame de Fyntre Jacobo Scrymgeour constaballario de Dunde Alexandro Luvell de Balumby magistris et dominis Dauid Seres vicario de Kellymuir Alexandro Young et Henrico Barry ecclesiarum parochialium de Forthyr et de Coles rectoribus clerico et scriba nostro.

IV.

INSTRUMENT OF SASINE OF THE LANDS OF DUN, TO JOHN ERSKINE, SON OF JOHN ERSKINE—26th July, 1473.

Sasine of the lands of Dun and pertinents to John Erskyn, son to John Erskyne of Dun, 26th July, 1473.

In Dei nomine Amen Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno incarnacionis Dominice millessimo quadringentesimo septuagesimo tercio mensis vero Julij die xxvi^to^ indictione sexta pontificatus in Cristo sanctissimi patris ac domini nostri domini Sixti diuina prouidencia pape quarti anno secundo In mei notarii publici et testium subscriptorum presentia personaliter comparuit honorabilis vir Johannes Erskene filius Johannis Ersken de Dvn quoddam preceptum sasine nobilis et potentis domini Dauid Comitis Crawfurdie ac vicecomitis de Forfar sigillo officii dicti vicecomitis sigillatum vt michi notario subscripto luculenter constabat in medium produxit et prouido viro Thome Propheit maro regio de Forfar quarterii Brechinensis ac vicecomiti

deputato de Forfar in hac parte specialiter constituto presentauit et deliberauit quodquidem preceptum idem Thomas vicecomes deputatus in hac parte ac marus regius de Forfar vt supra ea qua decuit reuerentia recepit et michi notario subscripto tradidit et exhibuit perlegendum cuiusquidem tenor sequitur et est talis in wlgari Dauid Erle of Crawfurde and Shiref of Forfar, to Thomas Propheit, mair of the quarter of Brechin, and my sherif-deput of Forfar in that part greting Forsamekille as our soueran lord has direkit his breif of sesing to me, to gif sesing and heretabill stait to Johne of Ersken, son to John of Ersken of Dvn, of all and haill the landis of Dvn, wyth the pertinentis, wyth the maner place, efter the tenour of the kingis infeftment, and the brief direkit to me thairvppon, I charge ye thairfor this precept seyn, bot delay, you pas to the saidis landis of Dvn, wyth the pertinentis wyth the maner place, and thair that you gif sesing and heretabill stait and possession to the said John of the saidis landis, and the maner place thairof, wyth the pertinentis, efter the tenour of his charter, the quhilk to do, I commit to ye my full power and speciall mandment at Dunde, vnder the seill of office, the xxi day of the moneth Julij, the yeir of God ane thousand four hundreth sevinte and thre yeris Post lecturam cuius idem Johannes Ersken filius Johannis Ersken de Dvn prelibatum Thomam vicecomitem deputatum vt supra instanter requisiuit quatenus sibi statum sasinam et possessionem hereditarias omnium et singularum terrarum de Dvn cum principali mansione eiusdem cum suis pertinentiis secundum vim formam et tenorem dicte sue carte ibidem publice perlecte ac secundum tenorem precepti desuper confecte sibi conferre voluit sepedictus Thomas Propheit marus ac vicecomes deputatus vt supra attendens suam requisitionem fore iustam et rationi consonam ad executionem eiusdem provt ex officio suo tenebatur vt asseruit se obtulit beneuolum et ibidem prefatum Johannem Ersken sasinam statum et possessionem hereditarias omnium et singularum terrarum de Dvn cum principali mansione eiusdem cum suis pertinentiis secundum vim formam ac tenorem dictorum carte ac precepti per terre et lapidis traditionem sasiit contulit et donauit et eundem Johannem in realem actualem et corporalem possessionem omnium et singularum terrarum de Dvn cum principali mansione eiusdem cum pertinentiis hereditarie sasiit et introduxit prelibatum Johannem in domo capitalis messuagij earundem super quibus

omnibus et singulis prelibatus Johannes Ersken junior a me notario publico subscripto sibi fieri peciit publicum instrumentum seu publica instrumenta Acta erant hec apud principalem mansionem de Dvn hora quasi decima ante merediem uel eocirca anno die mense indictione et pontificatu vt supra presentibus ibidem Dauid Grahaim filio et herede apparenti Willemi Grahaim de Morphi Dauid Strathauchin filio et herede apparenti Johannis Strathauchin de Thornton Waltero Crag de Baluely Patricio Williamson Johanne Murref Thoma Verty Alexandro Ersken Alexandro Ravin et domino Edwerdo Robertson notario publico diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Robertus Arrat presbyter Sancti Andree diocesis publicus auctoritatibus imperiali et regali notarius [etc.]

V.

DISCHARGE BY THE PARSON OF ARBUTHNOT TO JOHN ERSKINE OF DUN—31st July, 1474.

Be it made kende till all men be thir present letteris, me, Maister John off Chawmer, maister of Sanct Germanss and persoun of Abirluthnochth, till haue resawyd the day off the makyng off thir presentis, off ane honorable squyar, Johne off Erskyn of Dun, the sowme of ane hondreth merkkis off the vsuall money off Scotland, for all the hale payment off all the tende shavys belangand the kirk of Abirluthnochth of the yhere bigane, that is to say, the yhere of our lord cccc sevynty and thre yheris, off the quhilk sowme off ane hondreth merkkis I halde me wele payd and content; and I discharg and quyt cleme the forsaid Johne, his ayris and executouris for euermair, be thir present letteris, subscrivyd with my awin hand, and selid wyth my sele the last day off July, the yhere off our Lord God a thowsand four hondreth sevynty and four yheris.

Johannes de Camera fateor me
Subscripsisse manu mea propria.

VI.

FACTORY OF JOHN CHALMERS, PENSIONER OF ST. GERMANS, TO THE LAIRD OF DUN.—2ND AUGUST, 1475.

Factore to John Erskyn of Dwn.

Be it made kende till all men be thir present letteris, me, Maistir John of Chawmer, pensioner of Saynt Germanss, till haue made, constitut, and ordanyd, and be thir presentis makkis, constitutis, and ordanys an honorable squyar, Johne of Erskyn of Dun, my verray lawfull and ontyd procuratour till resaue, vplift, and vptake for me and in myne [name] off Sir Patrik Pyot the sowme off fourty and sax merkkis, for all the tende shafys of the townnys of the Beruys and the Ecclesmaldeis, lyand vithyn the paryss of Abirluthnochth, for my pensioun of the laste tende shavys bigane, the quhilk sowme of xlvj markkis till ressaue for me, and in myne name, and of the said sowme of xlvj markkis acquytance and quytcleme to giff I commytt my hale and full powar, als wele as I dyde it in proper person, onder the payn of all my gudis, present and till be had, and that I sall hald ferme and stable all that my said procuratour doys in the said mater, anens the resayt and the quyt clemeyng of the forsaid sowme of xlvj markkis, onder all the payn forsaid; in wytness of the quhilk thing to this present procuratory, I haue put to my sele the secund day of Auguste, the yhere of our Lord God a thowsand four hondreth sevynty and fyve yheris, and for the mair securitie I have subscrivyd with my proper hand.

Ego Johannes de Camera pensionarius hospitalis
Sancti Germani fateor subscripsisse manu mea propria.

VII.

SASINE OF TWO CROFTS OF LAND IN KINCARDIN IN FAVOURS OF JOHN ERSKYN OF DUN.—20TH MARCH, 1490.

In Dei nomine Amen Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab Incarnatione Domini millesimo quadrin-

gentesimo nonagesimo mensis vero Marcii die vicesima Indictione nona pontificatus in Christo sanctissimi patris ac domini nostri Domini Innocencii pape octaui anno septimo In mei notarii publici et testium subscriptorum presentia constitutus discretus vir Johannes Murreff commorans in Dwn attornatus nobilis Johannis Erskin domini liberi tenementi de Dun vt michi notario subscripto sufficiente documento luculenter constabat quandam literam sasine nobilis et potentis domini domini Willelmi comitis Marrescalli ac constabilarii de Kincardin sigillo sui officii sigillatam vt per circumferentiam eiusdem michi apparuit in medium produxit et Willelmo Gray serjeando prefati ostelarii de Kincardin deliverauit quamquidem literam sasine ea reuerentia qua decuit recepit et michi notario publico subscripto tradidit perlegendum cuius tenor sequitur et est talis Willelmus comes Marrescallus vicecomes de Kincardin et constabilarius eiusdem Willelmo Gray serjeando nostro constabilarie de Kincardin salutem Quia dedimus et concessimus dilecto nostro Johanni Erskin de Dwn illas duas croftas viz. le Kyll croft jacentem in occidentali fine de Kincardin infra duas croftas Roberti Jameson et aliam croftam que dicitur Chapell croft terra Georgii Palframen jacente in parte orientali et terra Andree Stratoun jacente in parte occidentali infra vicecomitatum de Kincardin Quequidem fuerunt Walteri Lorymayr et quas idem Walterus non vi aut metu ductus nec errore lapsus sed sua mera et spontanea voluntate in manus nostras apud Kyntor per fustum et baculum sursum reddidit pureque simpliciter resignauit Vobis precipimus et mandamus quatenus dicto Johanni Erskin aut suo certo attornato latori presentium sasinam dictarum croftarum cum tenemento eiusdem ac pertinentiis suis iuste haberi faciatis sine dilacione saluo jure cuiuslibet et hoc nullo modo omittatis ad quod faciendum vobis committimus in hac parte nostram plenariam potestatem Datum sub sigillo nostri officii apud Dunnottar decimo septimo die mensis Marcii anno domini millesimo quadringentesimo nonagesimo Post lecturam cuius idem Johannes vt supra attornatus eundem Willelmum Gray serjeandum instanter requisiuit quatenus sibi sasinam hereditariam prefatarum croftarum cum tenemento earundem secundum formam et tenorem prefate litere sasine conferre voluit dictus Willelmus serjeandus attendens suam requisitionem fore iustam et rationi consonam ad executionem eiusdem prout ex officio suo tenebatur vt asseruit

beneuolum se optulit et ibidem prefato Johanni attornato vt supra prefatarum croftarum cum tenemento earundem possessionem et sasinam hereditarias per terre et lapidis traditionem sasiuit contulit et donauit et eundem Johannem attornatum in realem actualem et corporalem possessionem prefatarum croftarum cum tenemento earundem hereditarie sasiuit Super quibus omnibus et singulis prefatus Johannes attornatus vt supra a me notario publico sibi fieri petiit publicum instrumentum seu publica instrumenta Acta erant hec apud Kincardin hora duodecima ante merediem vel eo circa anno die mense indictione et pontificatu quibus supra Presentibus Ibidem Georgeo Lesly de Pytnamone Willelmo Andree Thoma Brechin Jacobo Roberts et Johanne Cragy diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Robertus Arrat presbiter Sancti Andree dioceseos publicus auctoritatibus imperiali et regali notarius, [etc.]

VIII.

TESTAMENT OF JOHN ERSKINE OF DUN, DATED 15TH AUGUST, 1513, CONFIRMED 19TH APRIL, 1515.

The Lard Dwnis Testament that deit in Flowdown.

Inuentarium omnium bonorum Johannis Erskyn de Dwn factum ibidem per seipsum xv° die mensis Augusti anno Domini m° v^c^ xiii° coram hiis testibus dominis Georgio Foulartoune vicario de Dwn Johanne Willok Johanne Ettail capellanis et magistro Johanne Nauchty notario publico cum diuersis aliis.

In primis fatetur se habere infra diocesim Sancti Andree quatuor equos propter labores pretium pecii xxvi s. viii d. summa v lib. vi s. viii d. Item xli boues arabiles pretium pecii xx s. summa xli lib. Item x boues pretium pecii xx s. summa x lib. Item xxviii vaccas pretium pecii xvi s. summa xxvi lib. viii s. Item xviii vitulos pretium pecii ii s. summa i lib. xvi s. Item vnum thaurum pretium i lib. Item xiii^xx^ oues et quatuor pretium pecii xxx d. summa xxxii lib. xv s. Item v veruices pretium pecii xxx d. summa xii s. vi d. Item in frumento seminato xxx bollas ad estimationem secundi grani cum dimedio extendente ad lxxv bollas pretium bolle x s. summa xxxvii lib. x s. Item in ordio seminato xxxii

bollas ad estimationem tercii grani extendentes ad lxxxxvi bollas pretium bolle viii s. summa xxxviii lib. viii s. Item in auenis seminatis xv celdras ad estimationem tercii grani extendentes ad xlv celdras pretium bolle xl d. summa vi^{xx} lib. Item in pisis x bolle pretium bolle vi s. viii d. summa iii lib. vi s. viii d. Item in Tolmondis de Logy in ordio seminato vii bollas ad estimationem tercii grani extendentes ad xxi bollas pretium bolle viii s. summa viii lib. viii s. Item in auenis seminatis iii celdras ad estimationem tercii grani extendentes ad ix celdras pretium bolle xl d. summa xxiiii lib. Item ix^{xx} le hogis pretium pecii xvi d. summa xii lib. Item in vtensilibus et domiciliis xl lib.

Summa bonorum infra diocesim Sancti Andree iiii^{c} lib. ii lib. x s. x d.

Debita que debentur sibi in dicta diocese.

In primis per Thomam Muresone in Glaskennocht viii bolle ordii vii bolle ii firlottis ii peckis farrine pretium bolle ordii viii s. pretium bolle farrine vi s. viii d. summa ordii iii lib. iiii s. summa farrine ii lib. x s. x d. Item per Johannem Bryss ibidem viii bolle ordii vii bolle ii firlotis ii peckis farrine pretium ut supra summa ordei iii lib. iiii s. summa farrine ii lib. x s. x d. Item per Villelmum Cletone ibidem viii bolle ordie vii bolle ii firlotis ii peckis farrine pretium ut supra summa ordie iii lib. iiii s. summa farrine ii lib. x s. x d. Item per Johannem Bryss comorantem in Fordis ix bolle ordii ix bolle farrine i bolla frumenti pretium ordii et farrine ut supra pretium frumenti x s. summa ordii iii lib. xii s. summa farrine iii lib. summa frumenti x s. Item per Jacobum Rany ibidem ix bolle ordii ix bolle farrine i bolla frumenti pretium ut supra summa ordii iii lib. xii s. summa farrine iii lib. summa frumenti x s. Item per Villelmum Cristall ibidem ix bolle ordii ix bolle farrine i bolla frumenti pretium ut supra summa ordii iii lib. xii s. summa farrine iii lib. summa frumenti x s. Item per Johannem Tailzour in Cotraw vi bolle ordii vi bolle farrine pretium ut supra summa ordii ii lib. viii s. summa farrine ii lib. Item per Villelmum Myln comorantem apud molendinum de Dwn vii bolle iii firlotis ordii xv bolle i firlot farrine pretium ut supra summa ordii iii lib. ii s. summa farrine v lib. xx d. Item per Robertum Crag in Baluely xviii bolle ordii xviii bolle

farrine pretium ut supra summa ordii vii lib. iiii s. summa farrine vi lib. Item per Ricardum Striueling et Karolum Patre in Balwelow xvii bolle ordii xvii bolle farrine ii bolle frumenti pretium ut supra summa ordii vi lib. xvi s. summa farrine v lib. xiii s. iiii d. summa frumenti xx s.

Summa bonorum que debentur sibi in diocese Sancti Andree lxxvi lib. xvi s. vi d.

Summa omnium bonorum in diocese Sancti Andree debitis inclusis iiii^{c} lib. lxxix lib. vii s. iiii d.

Item fatetur se habere infra diocesim Brechinensem in Hedderweik x boues arabiles pretium pecii xx s. summa x lib. Item viii bucculos pretium pecii viii s. summa iii lib. iiii s. Item xi bucculos duorum annorum pretium pecii x s. summa v lib. x s. Item vi^{xx} le wedderis pretium pecii iii s. summa xviii lib. Item vi^{xx} le gymmyris et dilmontis pretium pecii ii s. summa xii lib. Item in auenis seminatis in Hedderweik iiii celdras ad estimationem secundi grani extendentes ad octo celdras pretium bolle xl d. summa xxi lib. vi s. viii d. Item in ordio seminato ibidem v bollas ad estimationem tercii grani extendentes ad xv bollas pretium ut supra summa vi lib. Item in pisis ii bolle pretium bolle vi s. viii d. summa xiii s. iiii d.

Summa bonorum infra diocesim Brechinensem v^{xx} lib. xi lib. xviii s.

Debita que debentur sibi in diocese Brechinense.

In primis per Johannem Carnegy et alios tenentes in Drymme iii celdre ordie iii celdre farrine pretium ut supra summa ordii xix lib. iiii s. summa farrine xvi lib. Item per Johannem Glen Nicholaum Stot Robertum Wedow et Thomam Wedow in Arrot xxviii bolle ordei et xxviii bolle farrine pretium ut supra summa ordii xi lib. iiii s. summa farrine ix lib. vi s. viii d.

Summa debitorum que debentur sibi in diocese Brechinense lv lib. xiiij s. vi d.

Summa omnium bonorum in diocese Brechinense viii^{xx} vii lib. xii s. vi d.

Summa omnium bonorum vtriusque diocesis vi^{c} xlvi lib. xix s. x d.

Debita que debentur aliis.

In primis domino nostro Episcopo Brechinense pro firma de Drymme vi lib. xiij s. iiii d. Item domino Cristiarno domino de Brechine pro firma de Arrot x lib. Item Johanni Bonar pro firma de Baluely v lib. vi s. viii d. Item domino de Brigtone pro firma de Hedderweik v lib. vi s. viii d. Item domino de Ogiluy vi^{xx} lib. xiii s. iiii d. Item Johanni Napar de Edinburgh lx lib. Item Jacobo Vederburn de Dunde lxvi lib. xiij s. iiii d. Item Johanni Eimare de Pertht lx lib. Item Andree Farquhar de Montross xviii lib. xvii s. Item Villelmo Myln xxii lib. Item Villelmo Striueling lx lib. Item Johanni Patry ix lib. xvi s. iiii d. Item Willelmo [ ] de Montross xxviii s. Item Archibaldo Makky iii lib. vi s. viii d. Item Dauid Rawyne ii lib. Item Henrico Vaty ix s. ii d. Item sponse Patricii Panter xxi s. Item Thome Auchinlek iiii s. vi d. Item Johanni Colly vi s. Item Johanni Nidry vi s. Item Johanni Smytht xx s. Item domino Johanni Ettail ii lib. xi s. iiii d. pro seruicio. Item Niniano Myln x s. pro seruicio. Item Johanni Gelis x s. pro seruicio. Item Thome Crag xx s. vi s. viii d. pro seruicio. Item Johanni Vyly xiii s. iiii d. Item Johanne Bryss xxvi s. viii d. pro seruicio. Item duobus seruitoribus domesticis xx s. Item Johanni Tailzour iii lib. Item messoribus in Dwn Hedderweik et Tolmondis x lib.

Summa debitorum que debentur aliis iiij^{c} lxxxxvi lib.

Summa omnium bonorum debitis abstractis i^{c} lxx lib. xix s. x d.
Et in tribus partibus deuidendis remanet utreque parti lvii lib.

In Dei nomine Amen Cum nichil sit certius morte et hora mortis nil incertius hinc est quod ego Johannes Erskyn de Dwn sanus mente et corpore condo testamentum meum in hunc modum In primis commendo animam meam et corpus meum Omnipotenti Deo beate Virgini Marie Sancto Andree apostolo ac omnibus sanctis curie celestis Executoresque meos constituo et ordino Katerinam Monypenny sponsam meam et magistrum Thomam Erskyn filium meum quo deficiente Alexandrum

Erskyn quo deficiente Gilbertum Erskyn et ipso deficiente Henricum Erskyn vt ipsi persoluent debita mea et disponent pro anima mea pro liberis meis et pauperibus pro vt coram supremo judice respondere voluerint Exceptis per me alias assignatis coram Notario suprascripto

Georgeus Fullartone
manu propria.

Nos Johannes permissione diuina prior ecclesie metropolitane Sancti Andree et eiusdem sede vacante vicarius infra diocesim Sancti Andree generalis hoc presens testamentum et executores infrascriptos ac bona in eodem contenta approbamus ratificamus et inquantum rite factum est confirmamus dispositionem vero omnium bonorum predictorum dictis executoribus committentes prout coram supremo judice et nobis ex officio voluerint respondere In cuius rei testimonium sigillum officii vicariatus nostri generalis presentibus est affixum apud ciuitatem Sancti Andree xix die mensis Aprilis anno Domini M v^{c} xv^{to}.

IX.

INVENTORY OF THE ESTATE OF SIR JOHN ERSKINE, YOUNGER OF DUN, DATED 15TH FEBRUARY, 1513, CONFIRMED 3RD APRIL, 1516.

Confirmit Testament of John Erskyn of Logy.

Inuentarium omnium bonorum honorabilis viri domini Johannis Erskyn militis quondam domini junioris de Dun factum apud Logymontross decimo quinto die mensis Fabruarij anno Domini millesimo quingentesimo decimo tertio coram hiis testibus viz. Johanne Ranison Thoma Sciphird Thoma Mergy et me Johanne Peit curato ecclesie de Logymontross cum diuersis aliis.

Item in primis repertum est se habere traginta quinque boues arabiles pretium pecii xx s. summa eorundem xxxv lib. Item xviij vaccas pretium pecii xvi s. summa earundem xiiij lib. viij s. Item v iuuencas pretium pecii xij s. Item duas bucculas quatuor annorum pretium pecii xiij s. iiij d. Item tres bucculos trium annorum pretium pecii x s. Item quinque le stirkis pretium pecii vi s. viij d. summa vii lib. x s. Item tres equos pretium vnius iiij lib. xiij s. iiij d. pretium aliorum duorum

xl s. xiij s. iiij d. v^{xx} oues et octo pretium pecii xl d. summa earum xvij lib. xvi s. viij d. Item iii^{xx} et iiij le hogis pretium pecii xviij d. summa thre lib. vi s. Item xv^{xx} vi bollas auenarum pretium bolle de xv^{xx} bollis predictarum auenarum iiij s. et pretium per bollam de vi bollis predictarum auenarum thre s. summa omnium auenarum thre^{xx} lib. xviij Item vi^{xx} bollas ordii pretium bolle vi s. viij d. summa ordii xl lib. Item xiiij bollas frumenti pretium bolle x s. summa frumenti vij lib. Item vi bollas pisarum pretium bolle vi s. viij d. summa ij lib. Item in vtencilibus et domaciliis x lib.

Summa omnium bonorum suprascriptorum et in diocese Sanctiandree existentium xi^{xx} lib. xl et vij s. iiij d.

Item repertum est se habere in diocese Brechinense thre boues arrabiles pretium pecii xxiiij s. summa iij lib. xii s. Item thre^{xx} bollas et iiij bollas auenarum pretium bolle iij s. summa ix lib. xii s. Item vi bollas ordii pretium bolle vi s. viii d. summa xl s. Item iii^{xx} bollas auenarum et iiij cum pabulo pretium bolle iii. s.

Summa omnium bonorum [in] diocese Brechinense existentium xxiiij lib. xvi. s.

Item repertum est se habere in diocese Habardonense xviij bollas farine et ordii cum tribus firlotis pretium bolle vi s. viii d. summa ut infra.

Summa omnium bonorum in diocese Abirdinense existentium vi lib. v s.

Item repertum est se habere in diocese Dunkeldense xxviij. bollas farine et ordii pretium bolle vi s. viii d. summa ix lib. vi s. viij d.

Nulla debita debentur sibi.

Debita que debentur aliis.

In primis secretario supremi domini nostri regis ac abboti monasterii de Chambuschanoch lij lib. vi s. viii d. Item Alexandro Mvraye xxviii lib. xiii s. iiii d. Item Thome Blayre xii lib. Item Valtero Broiss vi lib. xiii s. iiii d. Item Willelmo Rossy xx s. Item domino Georgeo Dempster capilano xl s. Item Dauid Kuk xvi s. Item Thome Mergy

x s. Item Nauchty x s. Item Willelmo Brow x s. Item Patricio Karle xxxvi s. Item Thome Henrye xii s. x d. Item Willelmo Carak v s. Item Alexandro Gyb vi s. viii d. Item seruitoribus xxvii s. iiii d. Item Andre Hoste vi s. Item domino Johanne Willok capilano vi s. viii d. Item Janete Lame v s. Item Eliszabit Magrow v s. Item uni fabro Tannadice comoranti xi s. vi d. Item Alexandro Erskyn xxx s. iiii d. Item Willelmo Bate xvii s. Item Andree Farquhar lvii s. Item Messon xvi s. Item Patricio Thome xviii s. Item sibi taxatur pro reedificatione ecclesie de Logymontross xxiv s. Item Gylbarto Erskyn xx s. Item Johanne Ranison xx s. Item Magistro Nauchty vi s. viii d. Item Magistro Recardo Nicholson xx s. Item Archibaldo Makye xvii s. Item Johanne Smyth xv s. vii d. Item Willelmo Vilzemson v s. Item Johanni Guthre l s. Item Willelmo Duncan xxvi s. viii d. Item Alene Lyell v lib. Item Willelmo Myll in Dun xv s. et iiij bolle ordii cum tribus firlotis pretium viij s. viij d. summa ordii xli s. Item domino Robarto Brown capilano vii s. vi d. Item Johanni Patrie x firlote ordii Alano Fyf xl. Item vxori Johannis Napar de Edinbrucht xx lib. xvi s. viii d. Item servis metentibus grana in awtumno vi lib. Item domino terre pro firma de Inchebraoch iiij lib. xvi s. viij d. Item pro firma de Quyche xl s. Item vxori Dauid Currur xx lib. xvi s. Item Willelmo Sped xl s. Item Willelmo Fullerton vi s. viii d. Margarete Rothvan xiii s. iiii d.

Summa debitorum x^{xx} xii lib. v s. vi d.

Summa omnium bonorum debitis abstractis in tribus partibus deuidendis $three^{xx}$ x lib. xi s.

Et sic remanet unicuique parti trium partium xxiii lib. iiii s.

Hoc inuentarium factum et scriptum anno mense die quibus supra per me Johannem Peit curatum ecclesie de Logymontross de bonis suprascriptis fideliter sursum datis per Johannem Ranison Thomam Scippart et Willelmum Liell fide dignos veritatem rei cognoscentes teste manu propria.

Nos Johannes permissione diuina prior ecclesie metropolitane Sancti Andree et commissarius Reuerendissimi in Christo patris et domini Andree miseratione diuina Sancti Andree archiepiscopi pri-

matis et apostolice sedis legati etc. ad infra scripta specialiter deputati attendentes suprascriptum Johannem ab intestato decedentem et propiores sanguinis eiusdem in executores datiuos per nos confirmandos de jure fore debere Quocirca noueritis nos fecisse confirmasse et ordinasse tenore presentium facere constituere et ordinare nobilem dominam Margaretam Rothwen dominam et relictam eiusdem Johannis Thomam Erskyne ipsius defuncti germanum executores datiuos omnium et singulorum bonorum supradictorum et dicti Johannis dum vitam in humanis duxerat ab intestato decedentis dantes et concedentes eisdem executoribus datiuis nostram omnimodam et plenariam potestatem cum omnibus et singulis hujusmodi bonis intromittentibus ea omnia et singula bona in anime defuncti suffragijs seu alias prout de jure disponendi debita satisfaciendi et eadem debita sibi debentia petendi exigendi et recipiendi et si necesse fuerit coram quibuscunque judicibus comparendi et eadem debita conueniendi ceteraque omnia alia et singula faciendi gerendi et exercendi que ad hujusmodi officium executorum datiuorum de jure aut regni consuetudine pertinere dinoscuntur In cuius rei testimonium sigillum officii nostri commissariatus presentibus est affixum apud Sanctum Andream tertio die mensis Aprilis anno Domini M V^c XVJ^to.

X.

ORDER TO THE LAIRD OF DUN AND HIS TUTORS TO ATTEND AN ARRAY OF THE KINGDOM AT EDINBURGH—17TH SEPTEMBER, [1514.]

Rex. Weilbelouit freynd we grete yow wele; and forsamekle as our derrest cousing the governour and lordis of our counsale ar sickirlie informit that our ald inemyis of Ingland tendis to invade ws, our realme and liegis, and our said cousing the gouernour tendis, with the help of God, and supportation of trew baronis and faithfull liegis, to resist our saidis inemys in our just defence; ffor the quhilkis caussis and vtheris concernying the commone wele of our realme, quhairin your counsale and assistence is necessair, It is our will, and we pray yow, and alse chargis that all excusatione cessing, ye address you incontinent with your

honorable houshald bodin for were on your best wiss, and cum to our said gouernour in all possible haist to Edinburgh, for your counsale and assistence to be had in the premisses, as ye lufe the defence and commone wele of our realme and liegis, and vndir the payne of tynsale of life, landis, and gudis, providing, neuertheles, that ye pretermit nocht the furnissing of your pairt of men of were to the bordouris, as ye are taxt efter the forme of our vtheris letteres direct to you thairapone: writin vndre our signete, at Edinburgh, the 17 day of September, and of our regne the secund yere.

To our weilbelouittis freyndis the lard of Dwn and his tutoris.

Johan. G.

XI.

INSTRUMENT ON KENNING A TERCE TO KATHERINE MONYPENNY, RELICT OF JOHN ERSKINE OF DUN—3RD NOVEMBER, 1515.

Kenning of a Terce or Sasine to Kath. Monypenny, relict of Jo. Erskine of Dun. 3d Nov., 1515.

In Dei nomine Amen Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno incarnationis Dominice millesimo quingentesimo decimo quinto mensis vero Nouembris die tertio indictione quarta pontificatus sanctissimi in Cristo patris et domini nostri Domini Leonis diuina prouidencia pape decimi anno tertio In mei notarii publici et testium subscriptorum presentia personaliter constitutus probus vir Thomas Proffeit marus habens et tenens in manibus suis quoddam preceptum honorabilium virorum Henrici Luvell de Ballumby militis et Willelmi Ouchterlowny de Kelle vicecomitum de Forfar vigore et mandato dicti precepti cognouit et introduxit Andream Crag de Baluely certum actornatum nobilis mulieris Katerine Monypenny relicte quondam bone memorie Johannis Erskyn de Dwn nomine et ex parte prefate Katerine Monypenny in et ad omnes et singulas terras toftas croftas et piscarias subscriptas cum pertinentiis per avisationem ordinationem et diuisionem Johannis Vyly Thome Murisone Johannis Cleton Johannis Propheit Ricardi Striueling et Thome Villiamsone ad hoc juratorum In primis apud le manys de Dwn ad totum et integrum horreum orientale et le cow byr excepta tercia parte vnius copule wlgariter le cowpyll cum

tofta crofta et tercia parte omnium et singularum terrarum de manys de Dwn ad solem jacentium vna cum tercia parte totius piscarie de Dwn in Southt Eisk eisdem pertinente Et apud Fordeiys ad toftam croftam et terras quas Alexander Brys occupat et laborat continentes in tofta nouem copulas wlgariter nyne cuppillis Et ad terciam partem terrarum quam Joneta Essy occupat et laborat cum tofta et crofta eidem pertinentibus continentem quatuor copulas et terciam partem vnius copule Et apud Somyshyll ad terciam partem omnium et singularum terrarum eiusdem cum tofta et crofta ad orientem cum pertinentiis quas occupat laborat et inhabitat Margareta Carnegy continentem octo copulas Et apud Leys ad terras toftas croftas quas Thomas Smytht Ricardus Patry Willelmus Haw Thomas Marschell Johannes Walenty et Joneta Sowter occupant inhabitant et laborant continentes decem acras terrarum cum dimedia Et apud Cotraw ad toftam croftam et terras cum pertinentiis quas Johannes Smytht inhabitat occupat et laborat continentes duas acras Et apud Quhitfeild ad terciam partem vnius tercie partis terrarum eiusdem cum tercia parte tofte et crofte dicte tercie partis cum pertinentiis quas olim Johannes Quhit laborauit et inhabitauit continentes vnam copulam Et apud le Cottoun de Quhitfeild ad toftam croftam et terras cum pertinentiis quas Thomas Henry occupat et laborat continentes duas copulas Et apud Crago ad terciam partem duarum octauarum partium et vnius sextedecem partis omnium et singularum terrarum de Crago cum pertinentiis cum tofta et crofta earundem quas nunc inhabitat occupat et laborat Henricus Foulartoun Et apud Glaskennocht ad terciam partem vnius quarte partis terrarum eiusdem cum tofta et crofta sibi pertinentibus quas nunc inhabitat occupat et laborat Thomas Murysone continentes tres copulas et terciam partem vnius copule Et ad terciam partem molendini de Glaskennocht et terrarum eiusdem cum tofta et crofta sibi pertinentibus Et apud Dunnys Green ad terciam partem tofte crofte et terrarum eiusdem cum pertinentiis quas inhabitat occupat et laborat Willelmus Hyll Et omnes terre tofte et crofte prescripte jacent ad solem Post quasquidem cognitiones et introductiones sic per prefatum Thomam Proffeit marum factas et per prefatum Andream Crag manualiter per terram lapidem et aquam receptas idem Andreas Crag de Baluely actornatus et eo nomine predicte Katerine Monypenny de premissis omnibus et singulis a me notario publico subscripto sibi fieri petiit

publicum instrumentum vnum et plura Acta fuerunt hec apud toftas croftas terras et piscarias predictas horis decima undecima duodecima prima secunda ante merediem in meridie et post meridiem sub anno mense die indictione et pontificatu quibus supra presentibus ibidem Arthuro Foulartoun Waltero Chawmer Dauid Myll Thoma Mergy Johanne Erskyn et domino Johanne Ettail capellano cum diuersis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Johannes Nauchty in artibus magister presbyter Brechinensis diocesis notarius publicus apostolica et regali autoritatibus [etc.]

XI.

PRECEPT FOR INFEFTING JOHN ERSKINE OF DUN, IN THE CUSTOMS OF MONTROSE—31st May, 1525.

Dauid Comes Crawfurdie ac Dominus Lindesay dilectis nostris Mychaeli Baldouy Johanni Stratoun Johanni Lyndesay
et eorum cuilibet coniunctim et diuisim balliuis nostris in hac parte specialiter constitutis salutem Quia vendidimus et alienauimus dilecto nostro Johanni Erskin de Dvn heredibus suis et assignatis Omnes et singulas custumas nostras de Montross cum pertinentiis jacentes infra vicecomitatum de Forfar prout in carta nostra predicto Johanni desuper confecta plenius continetur Vobis igitur et vestrum cuilibet coniunctim et diuisim precipimus et mandamus quatenus visis presentibus indilate saisinam statum et possessionem hereditariam dictarum custumarum cum pertinentiis dicto Johanni Erskin aut suo certo attornato latori presentium per traditionem denarii argenti secundum tenorem dicte carte nostre quam inde habet juste deliberetis et haberi faciatis sine dilacione et hoc nullo modo omittatis ad quod faciendum vobis et vestrum cuilibet coniunctim et diuisim nostram plenariam liberam et irreuocabilem potestatem committimus per presentes In cuius rei testimonium sigillum nostrum proprium presentibus est appensum vnacum nostra subscriptione manuali apud Fynnewin vltimo die Maii anno Domini millesimo quingentesimo vicesimo quinto coram hiis testibus venerabili viro magistro

Dauid Petcarn archidiacono Brechinensi Johanne Charteris de Kynfavnis Dauid Grein in Braktillo dominis Johanne Villok vicario de Stracathro Henrico Hog Eduardo Baldouy capellanis et Johanne Brovn ciue ciuitatis Brechinensis cum diuersis aliis.

David erl off Crauffurd.

XII.

INSTRUMENT OF SASINE IN FAVOUR OF THE PROVOST AND CANONS OF ST. SALVATOR'S COLLEGE, ST. ANDREW'S, ON PRECEPT BY JOHN ERSKINE OF DUN—14TH JULY, 1526.

In Dei nomine Amen Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno incarnationis Dominice millesimo quingentesimo vicesimo sexto mensis Julij die vicesimo quarto indictione decima quarta pontificatus sanctissimi in Christo patris ac domini nostri Domini Clementis diuina prouidencia pape septimi anno secundo In mei notarii publici et testium subscriptorum presentia personaliter constitutus idoneus vir Georgius Vilsoun ciuis ciuitatis Sancti Andree procurator vt asseruit et eo nomine venerabilium et circumspectorum virorum magistrorum videlicet Hugonis Spens prepositi ecclesie collegiate Sancti Saluatoris infra dictam ciuitatem Sancti Andree situate Thome Ramsay et Petri Chaplan rectorum de Kynbak et Dennennow dicti collegii canonicorum habens et tenens in manibus suis vnam literam balliuatus siue preceptum sasine vero et indubitato sigillo honorabilis viri Johannis Erskyne baronis baronie de Dwn rubea cera albe impressa cum cauda pendente sigillatam necnon sigillis nobilis domine Margrete Comitisse Buchquhanie et venerabilis viri magistri Roberti Erskyn rectoris de Glenberuy dicti Johannis curatorum hujusmodi sigillatam debita cum reuerentia honorabili viro Ricardo Mailuil de Baldouy humiliter presentauit et deliberauit [etc.] cuius litere balliuatus siue precepti sasine tenor sub hac uerborum forma sequitur et est talis Johannes Erskyne de Dvnn dilectis meis magistro Valtero Mailuil vicario de Kylmaronn Ricardo Mailuil balliuis meis in hac parte coniunctim et diuisim irreuocabiliter constitutis salutem Quia cum consensu et assensu dilectorum genitricis mee Margrete comittisse Buchquhanie et magistri Roberti

Erskyn rectoris de Glenberuy curatorum meorum dedi et concessi uenerabilibus viris magistris nostris Hugoni Spens preposito ecclesie collegiate Sancti Saluatoris infra ciuitatem Sancti Andree Thome Ramsay et Petro Chaplan rectoribus de Kynbak et Dennennow canonicis dicti collegii suis successoribus. et assignatis triginta mercatas illius dimedietatis terrarum mearum dominicalium de Dvnn cum pertinentiis quas habeo de supremo domino nostro rege in albam firmam jacentium in baronia de Dvnn et vicecomitatum de Forfar hereditarie prout in carte mea ipsis desuper confecta plenius continetur Vobis igitur [etc.] Datum sub sigillo meo proprio apud ciuitatem Sancti Andree decimo sexto die mensis Julii anno Domini millesimo quingentesimo vicesimo sexto coram hiis testibus magistris Alexandro Balfour rectore Lonquarty Iacobo Chaplan notario publico Iohanne Valcar cum diuersis aliis Post cuiusquidem litere balliuatus siue precepti sasine perlecturam et in manibus prefate Ricardi Mailuil receptionem idem Ricardus [etc.] statum sasinam hereditariam [etc.] prelibato Georgio Vilsoun procuratori [etc.] exhibuit tradidit [etc.] et corporalem possessionem dictarum triginta mercarum terrarum de Dvnn secundum vim formam tenorem et effectum dicte litere balliuatus siue precepti sasine et carte desuper facte per domorum inclusionem cunctis aliis exclusis introduxit et inuestiuit prefatis magistris Hugoni Spens Thome Ramsay Petro Chaplan et suis successoribus et assignatis hereditarie imperpetuum remansuris nullo reclamante aut contradicente saluo iure cuiuslibet De et super quibus omnibus et singulis prefatus Georgius Vilsoun procurator dictorum canonicorum a me notario publico subscripto sibi fieri petiit publicum uel publica instrumentum aut instrumenta vnum uel plura roboranda et munienda sigillo dicti Ricardi Mailuil balliui in euidentius testimonium premissorum Acta erant hec super fundum dictarum terrarum dominicalium de Dvnn hora secunda post merediem aut eocirca sub anno mense die indictione et pontificatu quibus supra presentibus ibidem honorabilibus et discretis viris videlicet magistro Valtero Mailuil Jacobo Rany Thoma Nawchty Andrea Profeit et Alexandro Bathe cum diuersis aliis testibus ad premissa vocatis specialiterque rogatis.

Et ego Johannes Gilbert presbyter Brechinensis dioceseos publicus sacra auctoritate apostolica notarius [etc.]

XIII.

LETTERS OF REVERSION BY THE PROVOST AND CANONS OF ST. SALVATOR'S COLLEGE, ST. ANDREW'S, IN FAVOUR OF JOHN ERSKINE OF DUN—16TH JULY, 1526.

Be it kend till all men be thir present letres, ws, maisteris Hew Spens, provest of Sanct Saluatouris College, within the cite of Sanct Androwis, Thomas Ramsay, persone of Kenbak, and Peter Chaplene, persone of Dennennow, channons of the said college of Sanct Saluator, to be bundyn and oblist, and be thir present letres and the fathis in our bodeis, byndis and oblisis ws, our successouris and assignais, to ane honorabil man Johne Erskyn of Dwn, that nochtwithstanding the said John Erskyn hes analeyt to ws, our successouris and assignais be chartur and sasyng haldin of hymself, all and haill thretty markis worth of his landis of half the manys of Dwn, with the pertinentis quhilk he haldis of the king, liand within the barony of Dwn and shireffdome of Forfar; neuertheless we grant for ws, our successouris and assignais, that quhat tym and quhowsone the said Johne Erskyn of Dwn, his ayris or assignais, pais to ws, our successouris or assignais, the sowm of sax hunder markis all in gold, wsuall money of Scotland, excludand gudlyngis, all and haill togidder to be delyuerit apone ane day, betuix the sone rysyng and ganging doun of the samyn, apone fourty days warnyng, swa that the day of the pament and the last day of warnyng be eftir ilk term of Martimes or Witsonday, bot alanerly a moneth, the said warnyng beand maid [to ws] or our successouris personalie, or opinlie on ane festuall day in the said college kirk, and the said sovm beand payt apone the altar in Sanct Katrinis Ile, within the said kirk, to ws or to our successouris, this beand done and all poyntis befoir expremyt beand obserwyt and kepyt, than incontinent, we the saidis provest and channons, our successouris and assignais, sall frelye vpgyf, ouergif, and renunce to the said Johne Erskyn, his ayris or assignais, the saidis thretty markis worth of the landis of the manys of Dwn foirsaid, with the pertinentis, togidder with all chartour, confirmatioun, instrument of possessione, sasing maid or to be maid to ws thairupone, swa that we, the saidis provest and channons, our successouris or assignais be

warnyt as said is be the said Johne Erskyn, his ayris or assignais, apone fourty days warnyng, swa that the day of the pament and the last day of warnyng be eftir ilk term of Martimes or Witsonday, bot alanerly, ane moneth without fraud or gyle; and gif it sal happin ws, our successouris or assignais, fraudfullie or wilfullie to absent ws fra the resayt of the said sovm, and ouergevin of the saidis landis with thair pertinentis, the warnyng beand maid as said is, we grant for ws, our successouris and assignais, to the said Johne Erskyn, his ayris or assignais, fre ingres and regres possessione and properte in and to the saidis landis aboue expremyt with thair pertinentis, and thame to wss, and bruke als paceblie and fre as the said Johne or his forbearis did befoir the alienatioun of the samyn, and the sovm of sax hunder markis of gold, gudlingis beand excludit, to be put to the behufe and profyt of ws, our successouris or assignais, in keping in the handis of the suppriour of the abbay of Sanct Androwis for the tym, and to be delyuerit to ws, our successouris or assignais, without ony impediment, all fraud and gyle secludit and away put. In witnes of the quhilkis, the commone seill of our said college to this our present reuersioun is appendyt, togidder with our subscriptiounis manuall, at the college of Sanct Saluatour, situat within the cite of Sanct Androwis, the xvi day of July, yeir of God, ane thovsand fyf hunder and tuenty-sax yeris, befoir thir witnesses, maisteris Wilyam Lamb, persovn of Kenbak, Alexander Balfour, persovn off Lonquarty, James Chaplan, notar publik.

Thomas Ramsay canonicus manu propria. Petrus Capilanus canonicus manu propria.

Hugo Spens prepositus collegii prefati manu propria.

XIV.

DISCHARGE INDORSED ON THE PRECEDING DEED, IN FAVOUR OF THE LAIRD OF DUN.

Wpoun the xviii day of Nouember M. v^{c} thre scoir and sextene yeirs, at fyve houris eftir noon, comperit Androw Wode of Stravathie for him selff, as patron of the chaiplanrie of Sanct Maris, to the quhilk, the

threttie markis worth of land within writtin wes disponit be the provest and maisteris of Sanct Saluatouris college, and als the said Androw takand the burding vpoun him for James Wode, chaiplane of the said chaiplanrie, his sone, grantit him selff to haiff resauit fra Johne Erskin of Dun, compleitt payment of the sowme of sex hundreth markis within writtin, and that for redemptioun and onquytting fra the saidis provest and maisteris, and als fra him as patron foirsaid, and fra the said James his sone, as chaiplane aboue writtin, and all vtheris havand interes, the foirsaid thretty markis worth of land, and thairfoir renuncit the samin withall euidentis and tytil of rycht that thai had, hes, or may haff thairto in tyme [cuming], and als hes deliuerit to the said laird of Dun the renunciatioun and discharge of the provest and maisteris of the said college present under their commone seill and subscriptiones, and Johnne Lowell of Ballumbe is becum oblist for him, his ayris and assignais, to warrand the said redemptioun lauchfull to the said lairde of Dun, his airis and assignais, and to freith, releiff, and keip thame skaythles of all incontinent that may follow heirvpoun; and the said Androw hes oblist him selff, his airis and assignais, to warrand and keip the said Johnne and his foirsaidis skaythles of the premisses, this done and instrumentis takin thairvpoun in James Lovettis lugeing, within the burght of Dunde, befoir thir witnesses, Williame Fullartoun of Ardo, Patrick Maull, feair of Panmuir, Thomas Anderson, and Alexander Wedderburn, notar publict.

Ita est Alex^r. Wedderburn, notarius publicus in premissis requisitus.

Androw Wod of Strauethe for my selfe and taking the burding vpon me as said is.

Johne Lowell of Balumby with my hand.

XV.

INSTRUMENT OF SIR WILZEAM FROSTERS ASSYTHEMENT—5TH FEBRUARY, 1530.

In Dei nomine Amen Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno Incarnationis Dominice millesimo quingen-

tesimo tricesimo mensis Februarii die vero quinta indictione quarta pontificatus sanctissimi in Christo patris ac domini nostri domini Clementis diuina prouidentia pape septimi anno octauo In mei notarii publici et testium subscriptorum presentia personaliter constitutus honestus vir Jacobus Froster burgensis burgi de Montros non vi aut metu ductus nec errore lapsus dolo aut fraude circumuentus sed sua mera pura et spontanea voluntate ut michi firme constitit fatebatur se pro se vxore sua Egidia Ros heredibus suis executoribus assignatis consanguineis et affinibus ab honorabili viro Johanne Erskyn de Dwn plenum integrum et reale asitiamentum plenariumque satisfactum pro nece filii sui domini Villelmi Froster capellani infra burgum de Montros ac in campanili eiusdem interempto recipisse et igitur idem Jacobus memoratum Johannem Erskyn heredes suos executores et assignatos omnesque ac singulos consanguineos affines et familiares eiusdem ac quoscunque alios quorum interest de dicto integro et reali asitiamento sibi pro nece prefati filii sui hujusmodi satisfacto exonerauit et imperpetuum quieteclamauit Et insuper dictus Jacobus Froster obligauit se fide media per extentionem manus sue dextre michi notario publico subscripto rite stipulantem pro se vxore sua heredibus suis executoribus assignatis consanguineis et affinibus dictas exonerationem et quiete clamationem dicti asitiamenti et eiusdem receptionis confessionem pro nece dicti filii sui hujusmodi facta ratas gratas firmas et stabiles habere et habiturum in futurum et quod nuncquam clam uel palam deueniret incontrarium quouis quisito colore fraude uel dolo sub penis periurii infamie et inhabilitatis De et super quibus omnibus et singulis prelibatus Johannes Erskyn a me notario publico sibi fieri petiit publicum seu publica instrumentum seu instrumenta vnum uel plura acta erant hec infra burgum de Montros in aula Katherine Monypenne domine tercie de Dwn hora secunda post merediem aut eocirca sub anno mense die indictione et pontificatu quibus supra presentibus ibidem honorabilibus viris viz. Villelmo Foullartoun de Ardocht Georgio Erskyn de Quhitfild Johanne Lyndesay et magistro Hugone Vischart cum diuersis aliis testibus ad premissa vocatis pariter et rogatis.

Et ego Johannes Gilbert presbiter Brechinensis dioceseos publicus sacra autoritate apostolica notarius Quia predicti necis ac asitiamenti receptionis confessioni et eiusdem exonerationi et quiete clamationi earundemque ratihabitionis obligationi ceterisque premissis

omnibus et singulis dum sic ut premittitur dicerentur agerentur et fierent [etc.]

XVI.

PRECEPT OF SASINE IN FAVOUR OF JOHN ERSKINE OF DUN AND LADY ELIZABETH LINDSAY HIS SPOUSE, BY DAVID EARL OF CRAWFORD—20TH OCTOBER, 1535.

Dauid comes Crawfurdie ac dominus Lyndesay dilectis nostris Iohanni Ogiluy burgensi de Montross Alexandro Fullartoun de Crago ac eorum alteri coniunctim et diuisim balliuis in hac parte specialiter et irreuocabiliter constitutis salutem Quia vendidimus ac hereditarie alienauimus carissimis nostris Johanni Erskyne de Dvne et Elizabeth Lyndesay sponse sue ac eorum alteri diucius viuenti in coniuncta infeodatione heredibusque suis et assignatis totas et integras nostras quadraginta mercas vsualis monete regni Scotie annuatim leuandas et percipiendas de magnis custumis supremi domini nostri regis burgi de Montross iacentis infra vicecomitatum de Forfar prout in carta nostra sibi desuper confecta plenius continetur Vobis igitur et vestrum cuilibet coniunctim et diuisim precipimus et mandamus quatenus visis presentibus indelate statum sasinam hereditariam possessionem corporalem et realem dictarum quadraginta mercarum annuatim leuandarum et percipiendarum de magnis custumis dicti burgi de Montross dictis Iohanni Erskyne et Elizabeth Lyndesay sponse sue aut suis certis attornatis presencium latoribus in coniuncta infeodatione per traditionem vnius denarii argenti secundum tenorem dicte nostre carte quam inde habent deliberetis ac iuste habere faciatis sine dilatione et hoc nullo modo omittatis Ad quod faciendum vobis et vestrum cuilibet coniunctim et diuisim balliuis nostris in hac parte nostram plenariam et irreuocabilem tenore presencium committimus potestatem In cuius rei testimonium sigillum nostrum presentibus manu nostra propria subscriptis est appensum Apud Carny vigesimo die mensis Octobris anno Domini millesimo quingentesimo trigesimo quinto Coram his testibus Jacobo Lyndesay nostro filio Willelmo Gaw Alexandro Foulartoun magistro Jacobo Bland et Herberto Gledstanys notariis cum diuersis aliis.

Dauid erl of Crawfurd.

XVII.

LICENCE, JAMES V., TO JOHN ERSKINE OF DUN AND OTHERS, TO PASS IN PILGRIMAGE TO FRANCE, ITALY, &c.—10TH MAY, 1537.

Rex We, for the gude, trew, and thankful seruice done to ws be our louittis, Johnn Erskin, elder franktenementar of Dun, Thomas Erskin, sone and air apperand to our louit familiar clerk and counsellour, Thomas Erskin of Brechin, knycht, our secretar, Johne Erskin fear of Dun, and maister Williame Erskin, persoun of Douchquhale, and for certane vthiris caussis and considerationis resonable moving ws, be the tenour heirof grantis and gevis licence to thame to pas to the partis of France, Italie, or ony vthiris beyond se, and thair remane for doing of thair pilgramagis besynes and vthir lefull erandis for the space of thre yeiris nixt, and immediatlie followand the day of thair departing furth of oure realme, and will and grantis that thai sall nocht be summondit, callit, followit, nor accusit thairfor, nor incur ony scaith or danger thairthrou in thair personis, landis, or gudis, or benefice, in onywiss in tyme cuming, nochtwithstanding ony our actis, statutis, letteris, proclamationis or chargeis, maid or to be maid in ye contrare, or ony pains contenit therin; anent the quhilkis we dispense with thame be thir our letteris, dischargeing the lordis of our counsale, and all our iustices, iustice clerkis, shereffis, stewardis, crownaris, and vthiris our officialis present and fortocum, and thair deputis and vtheris quham it efferis, of all summondin, dyting, following and persewing, proceeding, onlawing, poinding, trubling, and intrometting with the saidis personis, thair landis, beneficis, and gudis tharefor, and of thair offices in that parte, be thir oure letteres for euir. Subscriuit with our hand and vndir oure signet at Edinburgh, the tent day of Maye, and of our regnne the xxix yeir.

James.

XVIII.

COLLATION OF THE PROVOSTRY OF THE COLLEGIATE CHURCH OF THE HOLY TRINITY OF EDINBURGH, TO Mr. ROBERT ERSKINE, RECTOR OF GLENBERVY—13th September, 1539.

Alexander et Robertus permissione diuina monasteriorum de Cambuskynnoch et Kinloss Sancti Andree et Morauiensis diocesium respectiue abbates ac vicarii generales Sancti Andree per reuerendissimum in Christo patrem et dominum Dauid miseratione diuina tituli Sancti Andree Sancte Romane ecclesie presbyterum cardinalem Sancti Andree in Scotia archiepiscopum ac commendatarium perpetuum monasterii de Arbroth [etc.] in remotis agentem specialiter constituti decano cristianitatis de Lynlithgow seu presidenti capituli ecclesie collegiate Sancte Trinitatis prope Edinburgh nec non vniuersis et singulis eiusdem ecclesie prebendariis salutem in Domino Quia preposituram ecclesie predicte Sancte et Indiuidue Trinitatis per puram et simplicem dimissionem eiusdem in manibus nostris legitime per Thomam Erskyn clericum vltimum prepositum et possessorum eiusdem sponte factam et per nos auctoritate ordinaria admissam vacantem ad presentationem Regis nostramque hac vice collationem et prouisionem vti ordinariam spectantem ingenuo viro magistro Roberto Erskyn rectori de Glenbervy coram nobis personaliter presenti et acceptanti vigore presentationis literarum dicti supremi domini nostri regis sibi desuper confecte contulimus necnon ipsum per annuli nostri digito suo impositionem inuestiuimus in eadem Quare vobis et vestrum cuilibet in virtute sancte obedientie precipimus et mandamus quatenus visis presentibus dictum magistrum Robertum Erskyn [etc.] in et ad realem actualem et corporalem possessionem seu quasi et institutionem dicte prepositure collegiate ecclesie Sancte Trinitatis inducatis et instituatis stallum in choro et locum in capitulo preposito pro tempore annexatos eidem assignando [etc.] In quorum omnium et singulorum fidem et testimonium premissorum has nostras prouisionis seu collationis literas exinde fieri [etc.] mandauimus sigillique nostri officii vicariatusgeneralis Sancti Andree iussimus et fecimus appensione communiri Data et acta erant hec in vestiario dicte ecclesie collegiate Sancte Trinitatis die decimo tercio mensis Septembris anno Domini m.d.xxxix pre-

sentibus ibidem nobili viro domino Thoma Erskyn secretario regio magistris Johanne Sommerwell Wilhelmo Meldrum notariis publicis Georgio Panther et diuersis aliis.

Et ego Georgius Cok artium magister clericus Sancti Andree dioceseos [etc.]

XIX.

DEED OF INSTITUTION, INDORSED ON THE PRECEDING DEED, 13TH SEPTEMBER, 1539.

In Dei nomine Amen Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno Incarnationis Dominice millesimo quingentesimo trigesimo nono mensis vero Septembris die decimo tercio In mei notarii publici et testium subscriptorum presentia personaliter constitutus venerabilis et egregius vir magister Robertus Erskin ecclesie collegiate sanctissime Trinitatis prope oppidum Edinburgi prepositus habens retroscriptas collationis et prouisionis literas quas venerabili viro magistro Johanni Logane prefate collegiate ecclesie decano pro earundem debita executione tradidit eumque vt ipsum in possessionem dicte prepositure induceret requisiuit Quiquidem magister Johannes Logane [etc.] attendens requisitionem hujusmodi fore iustam et rationi consonam vt et tanquam verus et obediens filius prefatum magistrum Robertum Erskin prepositum in realem corporalem et actualem possessionem prefate prepositure jurium et pertinentiarum eiusdem posuit et induxit stallumque sibi in choro et locum in capitulo cum plenitudine ipsius ecclesie juris canonici nemine contradicente secundum retroscriptarum collationis et prouisionis literarum tenorem prout moris est sibi assignando Acta erant hec infra dictam collegiatam ecclesiam hora quarta post meridiem vel eocirca sub anno die et mense quibus supra presentibus ibidem nobili et potente domino Thoma Erskyn de Brechin milite supremi domini nostri regis thesaurario magistris Laurentio Talliefeire thesaurario Dunkeldensi Patricio Barroun de Spittelfeild Jacobo Erskin et singulis prebendariis prefate collegiate ecclesie testibus.

Et ego Willelmus Meldrum artium magister clericus Aberdonensis dioceseos [etc.]

XX.

TACK OF THE TEINDS OF THE PARISH OF DUN, BY THE PRIORESS AND NUNS OF ELCHO, IN FAVOUR OF JOHN ERSKINE AND HIS SON JOHN—2ND MARCH, 1539.

Be it kend till all men be thir present letres, ws, Eufaim Leslie, be the permissioun of God prioris of Elcho, with consent and assent of the ladeis, nunnis of the samyn, chatourlie gaderit and riplie avisit, the vtilitie of ws and our place befoir sein, considerit, and vnderstandit, we grant ws til haif set and for mail lattin, and be the tenour of thir presentis settis and for mail lattis, to ane rycht honorable man, Johne Erskyne of Dvn, and to Iohne Erskyne his sonn, and to the langest luffir of thaim tua, and to thair assignais and subtinentis, ane or ma of na gretar degre na the saidis Iohne, and Iohne, al and haill the tend schavis of al the paroche and kirk of Dvn, togiddir with the gleib and croft of the samyn with thair pertinence, for al and hail the dais and termis of nyntene yeris, The interesse of the saidis Iohne Erskyn and of Iohne his sonn, or thair assignais, in and to al and hail the saidis tend schavis of the paroche and kirk of Dvn, to gleibe and croft of the samyn, to be and to begin, God velane, at the fest of Lammes, callit *ad vincula Sancti Petri*, in the yeir of our Lord M. v^{c} and fourtie yeiris, and frathin furth to be haldin and hed, brukit, and wsit quiet frelie, weil, and in pace be thaim, thair assignais and subtinentis as said is, in tak and assedatioun of ws and our succesouris, with al fredomis, commoditeis, profeteis, and rychtis, pertinence, pertenand therto, ay and quhil al and hail the dais and termis of the saidis nynten yeris be fullelie and togiddir completit and byroun, without ony interruptioun of term or termis; the saidis Iohne Erskyne and Iohne his sonn, or the langest luffir of thaim, thair assignais and subtinentis, of na greter degre na thaim self, payand heirfor yeirlie to ws and our successouris the sowm of fif scoir of merkis and sevin schelingis of vsual money of Scotland, be equal porcionis at the termis wndirvritin, that is to say, fyftie merkis thre schelingis sax penneis at the Purificatioun of our Ladie, callit Candelmes, nixt to cum, and vther fyftie merkis iii s. vi d. at Lammes, callit *ad vincula Sancti Petri*, immedietlie therefter followand, and sua termlie, fiftie merkis iii s.

sax penneis quhil the saidis nyntene yeris be completit and biroun as said is, alanerlie for al wther procurationis and chargis quhilkis mabe askit or requirit of the saidis tend schavis and kirk of Dvn, with gleibe and croft of the samyn induring the said space, and gif it sal happin the saidis Iohne and Iohne his sonn, or the langest luffir of thaim tua, thair assignais or subtinentis, to failze in the yeirlie payment of the saidis fyf scoir of merkis and sevin schelingis at the termis aboun writin, or [at] the forost within tuenty-sax dais efter ony terme within the saidis nyntene yeris, than, and in that cais, we wil that thir our letres of assedatioun for ws and our successouris be of nain awail, bot expirit in thaim self, and we and our successouris til haif fre dispositioun of our saidis tendis to set til quhom we pless, and we, the saidis prioris and nunnis, for svith bindis and oblisis ws and our successouris, lelelie and trevlie be the fathis in our bodeis, and be the tenour of this writ, and wndir the straitest seil and forme of obligatioun vsit within this realm, to warand, acquiet, and defend to the said Iohne Erskyne of Dvn, and to Iohne his sonn, and to the langest luffir of thaim, to thair assignais and subtinentis foirsaidis, al and hail the saidis tend schavis of the paroch and kirk of Dvn, with the gleibe and croft of the samyn, with thair pertinence, ay and quhil the said space of al and hail the termes of nyntene yeris be fullelie and togiddir completit and biroun aganis al dedlie. In witnes heirof to this our present assedatioun, subscriuit with our handis at the pen, we haif appensit our commovn sele at Elcho, the secund day of the moneth of Merche, and of the yeir of God ane thousand fif hundreth thretty-nine yeiris, befoir thir witnesis, Alexander Dundas of Fyngask, Robert Moncref, Schirs Andro Lesly, persovn of Strovan, Thomas Wrycht, Robert Fynla, chaplanis, Dauid Hereis, with otheris diuers.

Eufeme Lesley, priores,
written wyth our hand
Dame Katerine Lorimour
Dame Elspet
Dame Margret Towrs
Dame Eufame Swenton
with our handis at the pen

Dame Cristene Moncreffe
Dame Isbel Barkley
Dame Cristene Redpethe
Dame Evefame Lesle
Dame Helenour Stewart
with all our handis
at the pen leid in
our cheptour hous

Die decimo quinto mensis Aprilis anno Domini millesimo quingentesimo quadragesimo.

Quo die monitus est honorabilis vir Johannes Erskin de Dwn ex eius propria confessione submittendo se jurisdictioni Brechinensi promittendo pro se suis heredibus executoribus et assignatis ad satisfaciendum religiose domine Eufamie Lesly priorisse de Elcho et eiusdem loci conuentui suisque procuratoribus et assignatis de summa centum viginti mercarum monete Scotie infra hinc et festum Sancti Martini in hieme proximum sub pena excommunicationis Insuper honorabiles viri Alexander Dundass de Fingaske Alexander Guthre Kinblahmontht procuratores dicte Eufamie priorisse de Elcho et eiusdem loci conuentus fatentur se plenarie et integre persolutos nomine et ex parte prefatarum priorisse et conuentus de summa centum mercarum monete Scotie in parte solucionis gressume dictarum decimarum pretextu prescripti assedationis eundem Johannem Erskyn de Dwn suos heredes executores et assignatos de hujusmodi summa centum mercarum exonerando prout exonerarunt in perpetuum Presentibus Willelmo Ramsay ciue ciuitatis Brechinensis Dauid Dowglass Alexandro Guthre testibus ad premissa vocatis pariterque rogatis.

Extractum de libro contractuum domini commissarii generalis Brechinensis.

Ita est Thomas Swyntoun scriba
manu sua propria.

XXI.

TACK OF THE PARISH OF ARBUTHNOT BY JOHN ERSKINE, RECTOR THEREOF, TO SIR THOMAS ERSKINE, KNIGHT, HIS FATHER—7TH AUGUST, 1540.

Assedation of Arbuthnot.

Die vigesimo septimo mensis Augusti anno Domini millesimo quingentesimo quadragesimo sedenti pro tribunali honorabili et egregio viro magistro Martino Balfour rectore de Dunnennache ac officiali Sancti Andree principali in capella Sancte Anne infra ciuitatem Sancti Andree loco consistorali eiusdem solito et consueto ad judicia reddenda et causas audiendas Quo die Johannes Erskyn rector de Arbuthnot Sancti Andree dioceseos attingens decimum tercium sue statis annum petiit nonnullos

curatores ad lites et negocia sibi dari etc. Prefatus dominus officialis ex suo officio nobili dedit honorabilem et egregium virum magistrum Henricum Sincler rectorem de Glasgow curatorem eidem ad lites et negocia in vberiori forma Et prefatus Joannes jurauit quod premissa fecit et petiit incompulsus et inchoactus ex suis propriis motu et voluntate Et prefatus magister Henricus jurauit de fideli administratione in huiusmodi officio ad vtilitatem et commodum dicti Joannis Et super premissis judex interposuit decretum et autoritatem ordinariam Super quibus premissis prefatus magister Henricus petiit actum et instrumentum judicialiter presentibus ibidem magistris Alexandro Kynnynmontht Johanne Burnet Jacobo Erskine Duncano Lewingstoun Dauid Rollok et Waltero Fethy domino Roberto Merschel Joanne Sibbald et Thoma Kynnynmontht Extractum de libro actorum officialis Sancti Andree principalis die mense et anno Domini quibus supra.

Eodem die. Joannes Erskin antedictus rector de Arbuthnot Sancti Andree dioceseos filius nobilis viri magistri Thome Erskin de Brechyn militis cum consensu et assensu predicti magistri Henrici Sinclair rectoris de Glasgow eius curatoris pro paternali dilectione quam habet apud dictum suum patrem assedauit prout per presentes et tenore presentis acti assedat predicto magistro Thome Erskin de Brechin militi eius patri omnes et singulos fructus tam rectorie quam vicarie prefate sue ecclesie parochialis de Arbuthnot cum manso gleba et pertinentibus eiusdem pro spatio quinque annorum festum ad vincula Sancti Petri vltimi immediate sequentium Quod festum erit termus introitus dicti magistri Thome militis in et ad huiusmodi assedationem et continuantem per spatium prefatum quinque annorum pro summa ducentarum librarum monete Scotie per prefatum militem eidem Joanni Erskin rectori annuatim soluendarum in festis inuentionis Sancte Crucis et ad vincula Sancti Petri libere per equales portiones Incipiendo ad primum termum solutionis in festo inuentionis Sancte Crucis proximo et continuando per spatium dictorum quinque annorum Ipso domino milite sustentando omnia onera ordinaria et libere soluendo huiusmodi summam ducentarum librarum eidem Joanni Erskin rectori antedicto in termis predictis annuatim Et monitus erat idem rector de consensu sui curatoris ad obseruandam predictam suam assedationem eidem magistro Thome militi eius patri per spatium predictum sub pena excommunicationis et jurauit tactis scripturis sacro

sanctis ad sacra Dei euangelia juratis prefatus rector quod prefatam suam assedationem per se seu quamcunque aliam personam in judicio vel extra nunquam deuenire sub penis periurii infamie et violationis sue fidei et aliis penis canonice apostolice et excommunicationis in vberiori forma coram predictis legibus.

Extractum de libro actorum officialis Sancti Andree principalis.

Georgius Aikinsone
scriba manu sua subscripsi

XXII.

PRECEPT OF SASINE BY DAVID, EARL OF CRAWFORD, IN FAVOUR OF JOHN ERSKINE OF DUN—19TH AUGUST, 1541.

Precept of Sasine of 40 merks out of the great Customs of Montrose, and 15 merks out of Aberdeen, by the Earl of Crawford, to John Erskine of Dun—19th August, 1541.

Dauid comes Crawfurdie dominus Lyndesay dilectis nostris Johanni Ogilwy Vilelmo Gaw magistro Johanni Frisall et eorum cuilibet coniunctim et diuisim balliuis nostris in hac parte specialiter constitutis salutem Quia dilectus noster filius Johannes Erskyne de Dvne noster libertenens vnius annui redditus quadraginta mercarum monete Scotie annuatim leuandarum de magnis custumis burgi de Montros Et alii annui redditus quindecim mercarum monete predicte de magnis custumis regiis burgi de Abirdene annuatim etc. leuandarum ad terminos Pentecostes et Sancti Martini in hieme per equales medias portiones eosdem annuos redditus honorabili mulieri Margarete Lundy relicte quondam Dauid Hoppringill de Smalehame hereditarie vendidit de nobis tenendos in capite sub reuersione certam pecunie summam continente et nostro regressu Quamquidem reuersionem dictus Johannes noster filius in omnibus suis punctis et articulis perimpleuit et pecunie summam in eadem contentam prefate Margarete persoluit et integre satisfecit et eapropter ipsa dictis annuis redditibus renunciauit et pro se et heredibus suis et assignatis sursum reddidit et extradonauit imperpetuum prout instrumenta publica desuper capta latius in se proportant Vobis igitur et vestrum cuilibet precipimus et mandamus quatenus visis presentibus indilate statum sasinam hereditariam et possessionem realem actualem et corporalem dictorum annuorum reddituum quadraginta et quindecim mercarum monete predicte annuatim leuandarum ut supra memorato Johanni Erskyne de Dwn filio nostro vel suo certo actornato aut procura-

tori presentium latori secundum tenorem dicti nostri regressus et sui antiqui infeofamenti per denarii traditionem iuste deliberetis et haberi faciatis seu alter vestrum deliberet et haberi faciat sine dilatione et hoc nullo modo omittatis Ad quod faciendum vobis et vestrum cuilibet coniunctim et diuisim balliuis nostris antedictis nostram tenore presentium in hac parte committimus potestatem In cuius rei testimonium presentibus manu nostra subscriptis sigillum nostrum est appensum apud Dunde die decimo nono mensis Augusti anno Domini millesimo quingentesimo quadragesimo primo coram his testibus Marco Ker de Dolphintoun Dauid Lyndesay de Adzell Andrea Lunde de Benholme magistro Johanne Lindesay de Blarefaden Ricardo Lunde domino Johanne Farny et Harbarto Gledstanys notario publico cum diuersis aliis.

Dauid erl of Crawfurd.

Decimo die mensis Septembris anno Domini millesimo quingentesimo quadragesimo primo indictione decimaquinta pontificatus Pauli pape tertii anno septimo magister Johannes Frisall balliuus in hac parte infrascriptus dedit possessionem hereditariam quindecem mercarum de magnis custumis burgi de Abirdene magistro Willelmo Erskyne procuratori et eo nomine Johannis Erskyne de Dwne virtute retroscripti precepti per traditionem denarii argentis apud lye Trone dicti burgi hora tertia post meridiem vel eocirca presentibus ibidem Thoma Cwsying Willelmo Sinzour Valtero Reist Georgio Kyd Jacobo Currour Johanne Ydill et domino Johanne Wrquhard capillano testibus.

Andreas Finlaius notarius
in premissis requisitus manu propria.

XXIII.

CHARTER, JAMES V., TO SIR THOMAS ERSKINE, KNIGHT, OF THE CONSTABULARY OF MONTROSE—6TH NOVEMBER, 1541.

Charter of the Constabularie of Montroes, to Sir Thomas Erskin—6th Nov., 1541.

Jacobus Dei gracia rex Scotorum omnibus probis hominibus totius terre sue clericis et laicis salutem Sciatis nos dedisse concessisse et hac presenti carta nostra confirmasse dilecto familiari et consiliario ac secretario nostro Thome Erskin de Brechin militi hereditarie Officium constabularie

de Montross jacentis infra vicecomitatum de Forfare Ratione quod dictum officium in nostri et predecessorum nostrorum manibus vltra memoriam homini absque ulla persona ad id jus seu titulum clamante vacauit quamvis quondam Patricius dominus Gray vltimo defunctus in eodem vnacum officio vicecomitis de Forfare per nostram infeodationem et tallie cartam per nos in nostra minoritate sibi desuper confectam infeodatus fuerat Quequidem infeodatio et carta nostram per generalem reuocationem reducuntur nec dictus quondam Patricius aut predecessores sui ullam aliam specialem infeodationem hujusmodi officii prius habuere et si aliquam habebant Andreas Stratoun de Lowristoun filius senioris sororis ac vnus ligitimorum et propinquiorum heredum prefati quondam Patricii domini Gray eedem renunciauit et cesset ac omne jus clameum et juris titulum que et quod in et ad hujusmodi officium habuit aut habere vendicare seu clamare poterit nobis extra donauit ad nostrum voluntatis libitum libere disponere Insuper dedimus et concessimus tenoreque presentis carte nostre damus et concedimus memorato Thome militi heredibus suis et assignatis totum jus clameum et juris titulum que quem et quod nos nostrique predecessores habuimus habemus vel habuerunt in et ad dictum officium cum suis pertinentiis et deuoriis eiusdem ratione non introitus recognitionis forisfacture aut alias quouis modo et consimiliter que et quod habemus seu habere vel clamare poterimus in et ad hujusmodi officium cum deuoriis eiusdem ratione forisfacture deducte contra Johannem olim dominum Glammys alterum nepotum et heredum quondam Patricii domini Gray antedicti Tenendum et habendum totum et integrum predictum constabularie officium cum terris piscariis firmis et deuoriis eiusdem prefato Thome militi heredibus suis et assignatis de nobis et successoribus nostris in feodo et hereditate imperpetuum cum omnibus et singulis libertatibus commoditatibus proficuis et asiamentis ac justis pertinentiis suis quibuscunque tam non nominatis quam nominatis ad predictum officium cum pertinentiis spectantibus seu iuste spectare valentibus quomodolibet in futurum cum potestate memorato Thome militi heredibus suis et assignatis ad intromittendum cum dicto officio et super eodem ad eorum vtilitatem et proficuum libere disponendum nec non vnum vel plures deputatum seu deputatos in dicto officio faciendum creandum et substituendum Et quod sasina eiusdem per prefatum Thomam militem heredes suos et assignatos apud crucem foralem burgi nostri de Montross omnibus temporibus conuenientibus in

futurum capietur et sumetur Faciendo inde annuatim dictus Thomas miles heredes sui et assignati nobis et successoribus nostris seruicium dicti officii constabularie vsitatum et consuetum tantum In cuius rei testimonium huic presenti carte nostre magnum sigillum nostrum apponi precipimus Testibus reuerendissimo et reuerendo in Christo patribus Gawino archiepiscopo Glasguensi cancellario nostro Georgio episcopo Dunkeldensi dilectis nostris fratre naturali et consanguineo Jacobo Morauie comite etc. Archibaldo comite Ergadie domino Campbell et Lorne etc. Malcolmo domino Flemyng magno nostro Camerario dilectis nostris familiaribus Jacobo Kirkcaldy de Grange nostro thesaurario Dauid Wod de Crag compotorum nostrorum rotulatore magistris Jacobo Foulis de Colintoun nostrorum rotulorum registri ac consilii clerico et Thoma Bellenden de Auchnoule nostrarum justiciarie et cancellarie clerico ac directore Apud Faulkland sexto die mensis Nouembris anno Domini millesimo quingentesimo quadragesimo primo et regni nostri vicesimo nono.

XXIV.

CHARTER BY SIR THOMAS ERSKINE OF BRECHIN, KNIGHT, IN FAVOUR OF JOHN ERSKINE, ELDER, AND JOHN ERSKINE, YOUNGER OF DUN, OF THE CONSTABULARY OF MONTROSE—9TH FEBRUARY, 1541.

Omnibus hanc cartam visuris vel audituris Thomas Erskyn de Brechin miles supremique Domini nostri regis secretarius salutem in domino sempiternam Noueritis me non vi aut metu ductum nec errore lapsum seu dolo circumuentum sed mea mera pura libera et spontanea voluntate vtilitateque mea vndique preuisa et pensata concessisse vendidisse alienasse et hac presenti carta mea confirmasse necnon concedere vendere alienare et hac presenti carta mea confirmare egregio viro et nepoti meo Johanni Erskin de Dun seniori in libero tenemento ac vitali redditu pro toto tempore sue vite et Johanni Erskin juniori suo filio et heredi apparenti domino feodi de Dun in feodo et hereditate heredibusque suis et assignatis Totum et integrum meum constabularie officium de Montross terras piscarias et alia deuoria ad id spectantia cum omnibus

suis pertinentiis jacentia infra vicecomitatum de Forfar pro quadam certa summa pecunie michi in mea magna vrgenti et cognita necessitate pre manibus per dictos Johannem Erskin seniorem et Johannem Erskin juniorem gratanter et integre persoluta in pecunia numerata et in vsum meum totaliter conuersa de qua teneo me bene contentum plenarie et integre persolutum dictosque Johannem Erskin seniorem et Johannem Erskin juniorem heredesque suos executores et assignatos de eadem quietos clamo et exonero tenore presentis carte me imperpetuum Tenendum et habendum totum et integrum predictum constabularie officium de Montros ac terras piscarias et alia deuoria ad id spectantia cum omnibus suis pertinentiis dicto Johanni Erskin seniori in libero tenemento ac vitali redditu pro toto tempore sue vite et prefato Johanni Erskin juniori suo filio heredibusque suis et assignatis a me heredibus meis et assignatis de supremo domino nostro rege et successoribus suis in feodo et hereditate imperpetuum Cum libero introitu et exitu ac cum omnibus aliis et singulis libertatibus commoditatibus proficuis asiamentis ac iustis pertinentiis suis quibuscunque tam non nominatis quam nominatis tam subtus terra quam supra terram procul et prope ad predictum constabularie officium terras et piscarias cum pertinentiis spectantibus seu iuste spectare valentibus quomodolibet in futurum libere quiete plenarie integre honorifice bene et in pace sine aliquo impedimento reuocatione contradictione aut obstaculo aliquali et adeo libere in omnibus et per omnia sicut egomet vel predecessores mei predictum constabularie officium de Montross prius tenui seu possedi tenuerunt seu possederunt cum potestate dicto Johanni Erskin seniori durante vita sua et post eius obitum prefato Johanni Erskin juniori suo filio heredibusque suis et assignatis constabularie curias de Montross tenentibus incolis et inhabitatoribus burgi de Montross ac vicecomitatus eiusdem et omnibus aliis quorum interest affigendi inchoandi affirmandi tenendi et quotiens opus fuerit continuandi sectas vocari faciendi absentes amerchiandi transgressores puniendi exitus amerchiamenta et eschaetas predictarum curiarum leuandi percipiendi et ad eorum vsus proprios applicandi et importandi et pro iisdem si opus fuerit namandi et distringendi Tenentes et incolas memorati burgi et vicecomitatus coram quocunque iudice aut iudicibus spiritualibus aut temporalibus pro vlla actione meum officium antedictum concernente attachiati seu arrestati fuerint ad libertatem et priuilegium mearum constabularie curiarum replegiandi reducendi et

reportandi cautionem *de coleraith* pro iusticia infra juris terminum partibus conquerendi ministrandi prestandi et inueniendi deputatos vnum seu plures sub ipsos cum clerico seriando iudicatore et ceteris aliis officiariis et curie membris necessariis faciendi creandi et ordinandi pro quibus respondere tenebuntur Et generaliter omnia alia et singula faciendi gerendi dicendi et exercendi que ad constabularie officium in premissis de iure seu regni consuetudine dinoscuntur pertinere etiam si mandatum exigant magis speciale quam presentibus est expressum et que egomet facerem seu facere possim si presens personaliter interessem Ratum et gratum firmum atque stabile habens et habiturum totum et quicquid dictus Johannes Erskin senior durante vita sua et post eius decessum prefatus Johannes Erskin junior heredes sui et assignati eorumque deputati et officiarii in premissis seu premissorum aliquo nomine regio rite duxerit seu duxerint faciendum Reddendo inde annuatim dictus Johannes Erskin senior durante vita sua et post eius decessum prefatus Johannes Erskin junior heredes sui et assignati supremo domino nostro Regi et successoribus suis iura et seruitia de dicto constabularie officio cum terris piscariis et aliis deuoriis eiusdem et omnibus suis pertinentiis prius debita et consueta ac etiam iusticiam partibus conquerentibus ut de iure congruit ministrando tantum pro omni alio onere exactione questione demanda seu seruitio seculari que de predicto constabularie officio terris piscariis et omnibus deuoriis eiusdem cum pertinentiis per quoscunque iuste exigi poterunt quomodolibet vel requiri Et ego vero prefatus Thomas Erskin de Brechin miles heredes mei et assignati totum et integrum predictum contabularie officium de Montros ac terras piscarias et alia denoria ad id spectantia cum omnibus suis pertinentiis dicto Johanni Erskin seniori in libero tenemento seu vitali redditu pro toto tempore vite sue et prefato Johanni Erskin juniori suo filio in feodo et hereditate heredibusque suis et assignatis in omnibus et per omnia forma pariter et effectu ut premissum est contra omnes mortales warantizabimus acquietabimus et imperpetuum defendemus In cuius rei testimonium sigillum meum vnacum mea subscriptione manuali presentibus est appensum apud Edinburgh nono die mensis Februari anno Domini millesimo quingentesimo quadragesimo primo coram hiis testibus venerabilibus viris magistro Henrico Sinclare rectore Glasguensi magistro Wilelmo Erskin rectore de Duthell Waltero Erskin Waltero Hoppingill Andrea

Moncrief et magistro Johanne Burnet notario publico cum diuersis aliis.

T. Erskin manu propria.

XXV.

LICENCE, JAMES V., TO JOHN ERSKINE OF DUN, AND OTHERS, TO TRAVEL INTO FRANCE, ITALY, AND OTHER PLACES, FOR TWO YEARS—16TH APRIL, 1542.

Rex We, for the gud, trew, and thankfull seruice done to ws be oure louittis, Johne Erskin of Dwne, Thomas Erskin, sone and apperand air to Thomas Erskin of Brechin, knycht, our secretar, and Johnne Lamby of Duncany, and for certane vthir resonable caussis and considerationis moving ws, be the tenor heirof gevis and grantis licence to thame, and ilk ane of thame, to pas to the partis of Franche, Italie, or ony vthiris beyond sey, and thair to remane for doing of thair lefull besynes for the space of twa yeris, eftir thair departing furth of this our realme, and forthir induring our will, and attour to send, tak, or caus bring out of our realme gould, syluer, and vthir money, and fynence for thair furnesing to thame self, or ony vthiris thair procuratouris, actouris, and factouris, during the said space, als oft as thai sall think expedient, and will and grantis that thai sall nocht be callit, accusit, persewit, nor incure ony danger or skaith in thair personis, landis, or gudis in ony wiss during the space foirsaid, nochtwithstanding ony oure actis, statutis, lettres, proclamationis, or chargeis, generale or speciale, maid or to be maid in the contrar, or panis contenit therin, anent the quhilkis we dispens wyth thame be thir our lettres, dischargeing all our iustices, lieutenentis, wardanis, iustice clerkis, shereffis, stewartis, crownaris, ther deputis, thesaurar, aduocate, lordis of our counsale, and all vthir our officiaris and ministeris of our law, spirituale and temporale, present and to cum, of all calling, accusatioun, trubling, persewing, and intrometting with the saidis personis, thair landis or gudis thairfore, and of thair offices in that parte for euir be thir presentis Subscriuit with our hand and vndir our signete, at Striuling, the xvi day of Aprile, and of our regnne the xxix yeir. James.

XXVI.

JAMES V. TO SIR THOMAS ERSKINE, KNIGHT, AND DAVID LINDSAY OF EDZELL—19th October, 1542.

Anent the first host.

Rex We, be the tenour of thir presentis, giffis and committis power to our secretar, and Dauid Lindesay of Adzell, to put ordour to our liegiis and tenentis of the erldome of Crawfurd, Dvn, Brechin, Adzell, and Montross, anent thair furthcuming to our army and oist, and to caus the vnable personis to mak the coist and furnissing vpoun mair able personis that may nocht furnys thame self, to pas for thaim in our service to our said army, nochtwithstanding ony our letteris, proclamationis, or chargeis past, that all maner of man cum fordwart to the said oist, and inlikewiss, nochtwithstanding our commissioun of iusticiary and letteris past thairupoun, grantit to our sheref of Forfar and his deputis, anent the quhilkis we dispens be thir presentis Subscriuit with our hand, and vndir our signete, at Edinburgh, the xix day of October, and of our regnne the xxx^{ti}· yeir.

James.

XXVII.

CHARTER BY SIR THOMAS ERSKINE OF BRECHIN, KNIGHT, IN FAVOUR OF JOHN ERSKINE OF DUN, AND BARBARA DE BEIRLE HIS SPOUSE, OF THE LANDS OF KIRKBUDDO—20th September, 1543.

Omnibus hanc cartam visuris uel audituris Thomas Erskyne de Brechyne miles Salutem in domino sempiternam Noueritis me non vi aut metu ductum nec errore lapsum dolo uel fraude circumuentum sed mea mera pura et spontanea voluntate vtilitate et commodo meis vndeque preuisis pensatis et consideratis vendidisse concessisse alienasse assignasse et hac presenti carta mea confirmasse nec non per presentes vendere concedere alienare assignare et hac presenti carta mea confirmare honorabili viro et predilecto nepoti meo Johanni Erskyne de Dwne et Barbare de Beirle eius coniugi et eorum alteri diucius viuenti in con-

iuncta infeodatione et heredibus masculos inter ipsos legittime procreatis seu procreandis quibus forte deficientibus heredibus propinquioribus dicti Johannis quibuscunque totas et integras terras de Kirkbuddo ac vnam petiam terre vocatam ly Hoyle Myln cum molendino granorum extra torrentem terris molendinarijs ac multuris eiusdem cum vniuersis et singulis suis pertinentiis jacentes infra vicecomitatum de Forfar pro quadam certa summa pecunie michi per dictum Johannem Erskyne in mea necessitate pre manibus persoluta [etc.] Tenendas et habendas totas et integras prenominatas terras de Kirkbuddo [etc.] de suprema domina nostra Maria Dei gratia Scotorum regina et successoribus suis in feodo et hereditate imperpetuum Reddendo [etc.] seruitia debita et consueta In cuius rei testimonium huic presenti carte mee manu mea subscripte sigillum meum proprium armorum est appensum Apud ciuitatem Brechinense die vigesimo mensis Septembris anno Domini millesimo quingentesimo quadragesimo tertio coram hiis testibus viz. Georgio Erskyn Johanne Erskin rector de Turreff Waltero Cullace Johanne Erskyne dominis Willyelmo Rynd Thoma Finlasoun capellanis cum diuersis aliis.

T. Erskyne.

XXVIII.

CARDINAL BEATON TO THE LAIRD OF DUN.

Rycht honorable and traist cousing, I commend me hartlie to you, nocht doutting bot my lord gouernour hes written specialye to you at this tyme to kepe the diet with his lordship in Edinburght, the first day of Nouember nixt to cum, quhilk I dout nocht bot ye will kepe, and I knaw perfitlie your gude will and mynd euir inclinit to serue my lord gouernour, and how ye ar nocht onnely determinit to serue his lordship, at this tyme be your self bot als your gret wais and solistatioun maid with mony your gret freyndis to do the sammin, quhilk I assuris you sall cum baytht to your hier honour and the vele of you and your houss and freyndis, quhilk ye salbe sure I sall procure and fortyfie euir at my power, as I haue shevin in mair speciale my mynd heirintil to your cousing of Brechin, knycht: Praing you effectuosly to

kepe trist, and to be heir in Sanct Androwis at me this nixt Vedinsday, that we ma depairt all togydder by Thurisday nixt to cum, tovart my lord gouernour, and bring your frendis and seruandis with you accordantly, and as my lord gouernour hais speciale confidence in you at this tyme; and be sure the plesour I can do you salbe euir reddy at my pover as knavis God quha preserue you eternall At Sanct Androwis the 25th day of October.

D. Cardinall
off Sanct Androwis.

To the rycht honorable
and our rycht trast cousin
the lard of Dvn.

XXIX.

CHARTER OF ARRAT AND OTHER LANDS TO ROBERT ERSKINE AND KATHERINE GRAHAM HIS SPOUSE—20TH JUNE, 1545.

Charter of Arrot, Lichtonhill, &c., by John Erskine of Dun, elder, to Robt. his second son —confirmed by Thomas Erskine of Brechin superior—20th June, 1545.

Omnibus hanc cartam visuris uel [audituris] Thomas Erskyne de Brechyne miles eternam in domino salutem Noueritis me quandam cartam venditionis et alienationis omnium et singularum terrarum et villarum subsequentium [etc.] factam subscriptam et sigillatam per dilectum nostrum Johannem Erskyne de Dwne seniorem predilecto nostro Roberto Erskyne filio secundo genito dicti Johannis Erskyne et Catherine Grahame filie Roberti Grahame de Morphy eius sponse et eorum alteri diuitius viuenti in coniuncta infeodatione et heredibus inter ipsos legittime procreatis seu procreandis quibus forte deficientibus heredibus dicti Roberti quibuscunque Eandemque cartam per nos visam lectam inspectam et diligenter examinatam sanam integram non rasam non cancellatam nec in aliqua sui parte suspectam sed omni prorsus vitio et suspitione carentem ad plenum intellexisse sub hac forma Omnibus hanc cartam visuris uel audituris Johannes Erskyne de Dvne senior eternam in domino salutem Noueritis me vtilitate mea diligenter considerata ac filiale dilectione motum vendidisse concessisse [etc.] predilecto filio meo secundo genito Roberto Erskyne et Catherine Grahame filie Roberti Grahame de Morphy eius sponse [etc.] Totas et integras terras et villas

meas sequentes viz. totam et integram dimedietatem omnium et singularum terrarum de Errot cum dimedietate molendini et multure ac terrarum molendinariarum eiusdem et dimidietatem terrarum de Lychtounhill cum pertinentiis necnon totas et integras terras et villas de Pettyndreiche et Nauthro cum vniuersis et singulis suis pertinentiis jacentes in dominio de Brechyne infra vicecomitatum de Forfar pro carnali et filiali dilectione quam habeo in dictum Robertum meum filium ac pro quadam certa summa pecunie vsualis monete regni Scotie michi per dictum Robertum Grahame nomine dotis pro matrimonio contracto inter dictos Robertum Erskyn et Catherinam Grahame in pecunia numerata plenarie et integre persoluta de quaquidem pecunie summa fateor me bene contentum ac plenarie dictosque Robertum Grahame et Robertum Erskyne suos heredes et assignatos pro me heredibus meis executoribus et assignatis de eadem quietos clamo et imperpetuum exonero per presentes Tenendas et habendas totas et integras dictas terras et villas [etc.] prenominatis Roberto Erskyne et Catherine Grahame sue sponse [etc.] de nobili domino Thoma Erskyne de Brechyne milite domino superiore earundem [etc.] Reddendo inde annuatim dicti Robertus Erskyne et Catherina Grahame et eorum alter diutius viuens et heredes sui predicti dicto domino Thoma Erskyne de Brechyne militi suis heredibus et assignatis pro dictis villis et terris dimedietatum dictarum terrarum de Arrot molendini et multure eiusdem ac Lychtounhyle summam tres decem librarum sex solidorum et octo denariorum vsualis monete regni Scotie ad duos anni terminos festa videlicet Penthecostes et Sancti Martini in hieme per equales medias portiones nomine feudifirme nec non faciendo seruicium annuatim ad tria placita capitalia de Brechyne vnacum duobus pedestribus armatis cum le halcrykis et pykkis sumptibus suis propriis cum ceteris tenentibus dominii de Brechyne in seruicio supreme domine nostre regine et suorum successorum in omnibus exercitibus et guerris totiens quotiens opus fuerit necnon pro dicta villa et terris de Pettyndreiche summam vndecem marcarum monete predicte et pro villa et terris de Nauthro summam duodecem marcarum monete predicte ad duos anni terminos similiter ad festa viz. Penthecostes et Sancti Martini in hieme per equales medias portiones cum tribus sectis ad tria placita capitalia dominii de Brechyne ac duplicando dictas firmas in primo introitu cuiuslibet heredis in et ad hujusmodi terras vt moris est

feudifirme tantum pro omni alio onere seruicio seculari exactione questione seu demanda que de dictis terris de Arrot molendini eiusdem Lychtounhil Pettyndreiche et Nauthro cum omnibus et singulis suis pertinentiis per quoscunque iuste exigi poterint quomodolibet uel requiri Et ego vero dictus Johannes Erskyne de Dvne senior heredes mei et assignati totas et integras predictas terras [etc.] predicto Roberto Erskyne et Catharine Grahame eius sponse [etc.] warantizabimus [etc.] In cuius rei testimonium huic presenti carte mee manu mea scripte sigillum meum proprium est appensum Apud Caustrum de Brechyne die decimo quinto mensis Junii anno Domini millesimo quingentesimo quadragesimo quinto coram hiis testibus Jacobo Fentoun de Ogile Georgeo Falconar in Findowry Johanne Grahame magistro [ ] cum diuersis aliis. John Erskyne of Dwne. Qamquidem cartam ac venditionem et alienationem in eadem contentas in omnibus suis punctis ratificamus In cuius rei testimonium huic presenti carte nostre confirmationis per nos subscripte sigillum nostrum proprium armorum est appensum apud caustrum de Brechin die vigesimo mensis Junii anno Domini millesimo quingentesimo quadragesimo quinto coram hiis testibus magistro Roberto Erskyne decano Aberdonense Johanne Grahame Thoma Lyndesay Alexandro Cullace dominis Willyelmo Rynd et Thoma Finlasoun capellanis cum diuersis aliis.

T. Erskyne.

XXX.

MARY, QUEEN DOWAGER OF SCOTLAND, TO THE LAIRD OF DUN—

11TH JANUARY, [1547-8.]

Traist freind, we grete you hartlie wele Forsamekill as we hard be my lord of Montrose report of your gude will and mynde, schawin annentis the defence of the liberte and commone wele of this realm, and of your gude seruice done onto our derrest dochter, your souerane, and hir autoryte, quharof we hartlie thankis you, praying you till contynew in the samyn, as ye haue done in tymes bipast, nocht dowtand bot ye will sua do, assuring you, as our suer beleve is, that we sall

haue sic support of freindis hastelie for the relefe of this cuntrie ffurth of trubill, that is now instant, that ye and honorable men sic as ye, salbe thairthrow so glaidlie confortit, that ye sall think you to haue chosin the best part to haue had you sa trew and honorable agains the enemys, for the defence of this your natyve realm, quhilk sall not faill till be grefe, fere, and skayth till otheris that hes done the contrar; Quharfor we think ws addettit till do onto you sic plesour as we may, according our dewtie, the quhilk we sall nocht faill till accomplishe in euery behalf, conform to your gude deserving, and God Almychty conserue you At Striueling castell the alevynt day of Januar.

la bien vostre
Marie R.

To our traist freind
the larde of Dvn, &c.

XXXI.

MARY, QUEEN DOWAGER OF SCOTLAND, TO THE LAIRD OF DUN— 12TH MARCH, [1547-8]?

Traist frend, we gret you hartlie weill, Forsamekill as we ar surlie informit that thair is certain schippis, at the port of Montroise, in purpoise to pase furtht of the realme with wictall, quhilk is contrar the commone weill gif that ony schip or schippis pase, herefor it is our will, and alse charges you, that gif thar be ony schippis lading, or to be lading with ony victallis, that ye arreist the samyn, and escheit thame till our use, the quhilk to dow, we committ to you our full power, and alse we aduertyst you of siclik, at your departing, and thus weill fair ye At Stirling the 12th day of Merche instant. Charge anent the quhit passyng.

la bien vostre
Marie R.

To oure weill belouit and traist
frend the lard of Dwn, and
prouest of Montrose, &c.

XXXII

INSTRUMENT OF POSSESSION, IN FAVOUR OF WILLIAM RYND OF THE RECTORY AND PREBEND OF ARBUTHNOTT—19TH AUGUST, 1548.

In Dei [nomine] amen per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno incarnationis Dominice millesimo quingentesimo quadragesimo octauo mensis vero Augusti die decimo nono indictione sexta pontificatus sanctissimi in Christo patris et Domini nostri domini Pauli diuina prouidentia pape tercii anno decimo quinto In mei notarii publici et testium subscriptorum presentia personaliter constitutus discretus vir dominus Andreas Arbuthnot procurator et eo nomine discreti etiam viri domini Willielmi Rynd rectoris ecclesie de Arbuthnot Sancti Andree diocesis ac prebendarii capelle Regie Beate Marie de rupe prope ciuitatem Sancti Andree de cuius procuratoris mandato michi notario publico subscripto liquide constabat documento habens et tenens in manibus suis prouisionis et collationis literas dictarum rectorie et prebende de Arbuthnot per nobilem et reuerendum dominum Jacobum permissione diuina commendatarium perpetuum prioratus ecclesie metropolitane Sancti Andree et Johannem Wynrame sacre theologie professorem dicte ecclesie suppriorem et eiusdem sede hac vice vacante vicarios generales coniunctim constitutos ac loci ordinarios dicto domino Willielmo Rynd per liberam et puram resignationem nobilis et illustris viri Johannis Erskyn illius vltimi possessoris rectoris et prebendarii factam Quas discreto viro domino Johanni Cumingson curato pro tempore dicte ecclesie ad manus tradidit eundemque humiliter requisiuit quatenus vigore huiusmodi collationis ipsum procuratoris nomine quo supra in realem actualem et corporalem possessionem dictarum rectorie et prebende induceret et inuestiret Qui vero curatus vt obedientie filius volens mandatis huiusmodi (vti decuit) in omnibus parere et obedire prefatum dominum Andream Arbuthnot procuratorem et eo nomine quo supra in realem actualem et corporalem possessionem seu quasi tam rectorie vicarie et prebende de Arbuthnot per introductionem in choro ac deliberationem calicis libri missalis ornamentorum summi altaris et clauium dicte ecclesie de Arbuthnot vt moris est in similibus induxit instituit et inuestiuit secundum tenorem vim

formam et effectum dictarum collationis et literarum ordinariarum sibi desuper factarum nullo opponente seu contradicente Super quibus omnibus et singulis prefatus dominus Andreas procuratorio nomine quo supra a me notario publico subscripto sibi fieri petiit presens publicum instrumentum vnum vel plura Acta erant hec in choro dicte ecclesie parochialis de Arbuthnot hora octaua ante merediem aut eocirca sub anno die mense indictione et pontificatu supra Presentibus ibidem honorabilibus viris Roberto Arbuthnot de eodem Jacobo Arbuthnot in Fwthes Dauide Arbuthnot Johanne Smyth et me domino Florentino Rede notario publico requisitis in premissis cum diuersis aliis etc.

Et ego Florentinus Reid presbiter Brechinensis diocesis publicus sacra authoritate apostolica notarius [etc.]

XXXIII.

MARY, QUEEN DOWAGER OF SCOTLAND, TO THE LAIRD OF DUN— 29TH AUGUST, 1549.

Traist freind we grete you hartlie wele Forsamekill as we haue ressauit your writing tueching the cuming of the capitane Beauschastell and his cumpany, It wes nocht our mynde till take ony of your heretage fra you, nor yit till forget your gude seruice vnrewardit, bot as ye ken your desire wes of artalre and men to the fort, and sowdardis will neuer make obedient seruice without thai haue ane capitane till command thame, that is na strangear to thame, and it is nocht our mynde that ye suld want ony thing that pertenis to you, bot that thai suld be vsit be your command and aviss, and gif thare be ony cuntre men that will think or say othirwayis nor it is wele of the cuntre and alis youris, we vndirstand wele that thai kepe nocht ane trew part nor mynde for the wele thairof, for quhat wald it avale the keping of that fort, bot gif it war for the sauffte of the hale cuntre, for and we war othirwayis myndit we mycht causs make ane othir fort in quhat part of that cuntre we plesyt, and fortyfy the samyn, quhethir thai cuntre men will or nocht, that thinkis ye do nocht your dewtie: praying you herfor that ye will haue regard to your awn wele in that behalf, or nocht take hede to the consall that is nocht for your wele nor yit for the wele of the cuntre, considering

that we haue made report to the king oftymes of your gude seruice, and of your houss, and will not faill till causs the sam be rewardit quhilk we haue promyst to you, and as we think the entering of the said capitane sall relefe you of part of cummyir and pyne, and God conserue you At Edinburgh the 29 day of August, 1549.

We think strange that thai men suld cum thare and nocht be ressauit, for we assure you thai cum thare in na entent bot till kepe that fort, and nocht till hurt you in your heretage or ony othir thing, and als it is nocht best that this thing suld be done, considering we haue writing sa mekill guid of your part to the king, or that now ony thing suld be schawin of you in the contrar.

la bien vostre
Marie R.

To our traist freind
the larde of Dun, &c.

XXXIV.

CONTRACT BETWEEN THE DEAN OF ABERDEEN, THE PARSON OF ARBUTHNOTT, AND JOHN ERSKINE, ELDER OF DUN—23RD APRIL, 1552.

Be it kend till all men be thir presentis, ws, Sir Vilyem Rynd, persone of Arbuthnot, with consent and assent of ane venerabil man maistir Robert Erskin, den of Aberdeen, and that becaus I the said Sir Vilyem haf maid mandatories, and constitut procuratouris in the cwrt of Rom to resyngne my said personry of Arbuthnot in the fawouris of the said maistir Robert, reserwand to me alanerle the pension of tuenty lib. yerly, we grant ws to haif set to ane rycht honorabill man, and to his assignais and factouris, Jhone Erskin of Dwn, eldar, al and haill the frutis of the said personry of Arbuthnot, and vicarage of the samyn, for the space of thre yeris, for the yerly payment of thre hunder merkis be yeir, as the said assedatioun beris at mayr lyntht; and be the tenour of thir presentis we, the saidis Sir Vilyem and maistir Robert, grantis ws to haf rasauit fra the said Jhone Erskin of Dwn ful contentatioun and payment in nomerit mony and vther plesouris done to ws, the sowm of

nyne hundretht merkis for the saidis thre yeris, and ve grant and vil that this present vrit be ane sufficient acquittance for the haill and compleit thre yeris: quhilkis yeris of our assedation beginnis at Lammes, in the yer of God M. v^{c} and fifty-to yeris, and induris for thre yeris thairefter, conformit to the said assedation, prowidynd alwayis gif it hapins ws or ony of ws to decess, that our aris or executouris be nocht oblist nor bundin to refund or restor the saidis ix hunder merkis agane to the said [Jhone] Erskin or his aris or assignais, qwhowbeit that we decess befor the isshay and furtht rynnying of the saidis thre yeris takkis, and nochtwithstandyng the said payment maid as said is, the said Johne Erskin and his assignais sall relef ws of all ordinar or extra ordinar chargis as subsedis or taxationis, gif thai happin to cum within the tym of the forsaidis thre yeris of his takkis. In vitnes heir of, this present vrit is subscriwit with our handis at Brechin, the 23 day of April, in the yeir of God M. v^{c} and fifty-to yeris, befor thir vitnes, Sir Thomas Stil, Sir Androw Fynlasoun, and Androw Gordon, vith vthers diuers.

Sir Wilyem Rynd persone
Arbuthnot with my hand.
R. Erskin, den of
Aberden.

XXXV.

COLLATION OF THE CANONRY AND RECTORY OF ARBUTHNOT, CALLED THE PREBEND OF THE COLLEGIATE CHURCH, OR CHAPEL ROYAL OF ST. MARY, DE RUPE, [KIRKHEUGH] TO MR. ROBERT ERSKINE, CANON OF THE SAME.—14TH JULY, 1552.

Joannes miseratione diuina archiepiscopus Sancti Andree regni Scotie primas ac cum potestate legati a latere sanctissimi Domini nostri pape et sancte sedis apostolice legatus Dilecto nobis in Christo Roberto Erskin canonico collegiate ecclesie siue capelle Regie beate Marie de Rupe prope et extra ciuitatem Sancti Andree Salutem in domino Nobilitas generis literarum scientia uite ac morum honestas aliaque laudabilia probitatis et uirtutum merita super quibus apud nos fidedigno commendaris testimonio nos inducunt ut tibi qui de nobili genere pro-

creatus et in artibus magister ut asseris existis reddamur ad gratiam liberales teque amplioribus fauoribus et gratiis prosequentes illa tibi fauorabiliter concedamus que tuis commoditatibus fore conspicimus opportuna Cum itaque canonicatus et rectoria de Arbuthnot nuncupata prebenda ecclesie siue capelle Regie beate Marie de rupe prope et extra ciuitatem Sancti Andree per liberam resignationem dilecti nobis in Christo Willelmi Rynd nuper ipsius ecclesie canonici de illis quos tunc obtinebat in manibus nostris sponte factam et per nos admissam uacauerint et uacent ad presens nos tibi [etc.] canonicatum et prebendam predictos que de jure patronatus serenissime Scotorum regine forsan existunt ac quorum fructus redditus et prouentus uiginti quinque librarum sterlingorum secundum communem estimationem ualorem annuum ut etiam asseris non excedunt siue ut premittitur siue alias quouis modo aut ex alterius cuiuscunque persona seu per similem resignationem dicti Willelmi uel cuiusuis alterius de illis extra Romanam curiam etiam coram notario publico et testibus sponte factam aut constitutionem felicis recordationis Joannis pape xxii que incipit *Execrabilis* uel assecutionem alterius beneficii ecclesiastici quauis auctoritate collati uacent etiam si tanto tempore uacauerint quod eorum collatio iuxta lateranensis statuta concilii ad sedem apostolicam legitime deuoluta ipsique canonicatus et prebenda dispositioni apostolice specialiter uel alias generaliter reseruati existant ac super eis inter aliquos lis cuius statum presentibus haberi uolumus pro expresso pendeat indecisa Dummodo tempore date presentium non sit in eis alicui specialiter ius quesitum cum plenitudine iuris canonici ac omnibus iuribus et pertinentiis suis auctoritate apostolica nobis concessa et qua fungimur in hac parte tibi conferimus et de illis etiam prouidemus Quocirca dilectis nobis in Christo nostro officiali Sancti Andree principali et Alexandro Galloway rectori de Kinkel ac Jacobo Gordon rectori de Lomei ecclesie Aberdonensis canonicis per presentes mandamus quatenus ipsi uel duo aut unus eorum per se uel alium seu alios te uel procuratorem tuum nomine tuo in corporalem possessionem canonicatus et rectorie de Arbuthnot nuncupate prebende iuriumque et pertinentiarum predictarum ponant et inducant auctoritate nostra et defendant inductum amoto exinde quolibet illicito detentore facientes te uel pro te procuratorem predictum ad prebendam hujusmodi in dicta ecclesia siue capella Regia in canonicum recipi et in fratrem stallo tibi in choro et loco in capitulo ipsius ecclesie siue capelle cum

dicti iuris plenitudine assignatis [etc.] Nos enim tecum ut unacum canonicatu et rectoria nuncupata prebenda predictis quatenus curati existant unum sin autem quecunque duo curata seu alias inuicem incompatibilia secularia beneficia ecclesiastica etiam si parrochiales ecclesie uel earum perpetue uicarie aut dignitates personatus administrationes uel officia in cathedralibus etiam metropolitanis uel collegiatis ecclesiis et dignitates ipse in cathedralibus etiam metropolitanis post pontificales maiores aut collegiatis ecclesiis hujusmodi principales seu talia mixtim fuerint et ad dignitates personatus administrationes uel officia hujusmodi consueuerint qui per electionem assumi eisque cura immineat animarum si tibi alias canonice conferantur aut eligeris presenteris uel alias assumaris ad illa et instituaris in eis recipere et quoad uixeris retinere illaque simul uel successiue simpliciter uel ex causa permutationis quoties tibi placuerit dimittere ac loco dimissi uel dimissorum aliud uel alia simile uel dissimile aut similia uel dissimilia beneficium seu beneficia ecclesiasticum uel ecclesiastica duo duntaxat ut prefertur incompatibilia etiam ut premittitur qualificata similiter recipere et quoad uixeris modo et forma pre expressis retinere libere et licite ualeas dicta auctoritate tenore presentium de specialis dono gratie dispensamus [etc.] Datum Edinburgi Sancti Andree dioceseos anno Incarnationis Dominice millesimo quingentesimo quinquagesimo secundo idibus Julii pontificatus sanctissimi Domini nostri pape Julii iii anno tertio. A. Forrest, secretarius. T. Bleid, abbreviator.

Anno Incarnationis Dominice M. cccccIij die decima quinta Julii retroscriptus Willelmus principalis resignauit et literas retroscriptas expeditioni consensit ac jurauit.

T. Bleid notarius.

XXXVI.

LICENCE TO THE LAIRD OF DUN AND ANOTHER TO REMAIN FROM THE RAID AT JEDBURGH—26TH OCTOBER, 1552.

Regina We with awyise and consent of oure derrest cousing and tutoure James, Duke of Chatteau la Rautt, Erle of Arrane, Lord Hamil-

toun, protectoure and gouernour of hir realme, haif grantit and gevin, and be the tenour heirof grantis and gevis licence to oure weilbelouit, Johnne Erskin of Dvn and Williame Fullartoun of Ardo, his servand, to remane and byid at hame fra this present raid convenit in Edinburgh, devysit be oure said derrest gouernoure, to pas fordwart with him to oure burgh of Jedburgh, and will and grantis that he sall nocht be summond, callit, nor accusit thairfoir, nor incur ony skaith or daungeir thairthrow in his persoun, landis, and guidis in ony wyise in tyme coming; nochtwithstanding ony oure actis, statutis, proclamationes, letteres, or chargis, generale or speciale, maid or to be maid in the contrair, or ony panis contenit thairintill, anent the quhilkis we dispens with thame be thir presentis for evir, dischargeing the lordis of oure counsale, oure iustices, iustice clerkis, shireffis, stewartis, crownaris and thair deputis, and all vthiris oure jugeis and officiaris present and to cum, and thair deputis, of all summonding, atteching, arreisting, adiornaying, accusatioun, calling, following, and persewing, proceding, vnlaying, poynding, trubling, or intrometing with the saidis Johnne and Williame thair landis and gudis thairfoir, and of thair offices in that parte, be thir presentis for evir Subscriuit be oure said derrest gouernour, and gevin vndir our signet, at Edinburgh, the xxvi day of October, and of oure regnne the tent yeir.

James G.

XXXVII.

ATTORNEY FOR JOHN ERSKINE OF DUN, AND BARBARA DE BARLE, HIS SPOUSE, BY QUEEN MARY—15TH JUNE, 1357.

Maria Dei gratia Regina Scotorum Omnibus probis hominibus suis ad quos presentes litere peruenerint salutem Sciatis quod suscepimus Willielmum Stewart vel eorum aliquos vel aliquem in attornatos vel attornatum dilectorum nostrorum Johannis Erskin de Dvn et Barbare de Barle eius sponse in omnibus negociis et loquelis placitis et querelis motis seu mouendis ipsos Johannem et Barbaram tangendis seu tangere valentibus quibuscunque diebus et locis contra quoscunque et coram quibuscunque Quare vobis precipimus et mandamus

quatenus dictos Willielmum Stewart vel eorum aliquos vel aliquem quos vel quem presentes vel presentem esse contigerit tanquam attornatos vel attornatum dictorum Johannis et Barbare in premissis recipiatis presentibus post annum minime valituris In cuius rei testimonium has literas nostras sibi fieri fecimus patentes Apud Edinburgh decimo quinto die mensis Junij anno regni nostri decimo sexto.

Attornatus pro Johanne Erskin de Dvn
et sua sponsa etc.

XXXVIII.

THE COUNSEL GIVEN BY THE DEAN AND CHAPTER OF ABERDEEN, TO THE BISHOP THEREOF—5TH JANUARY, 1558.

At Abirdeine quinto Januarij 1558.

The counsall gevin be the deyne and cheptour of Abirdeine to my lord bischope of Abirdeine thair ordinar, at his lordschpis desyre, for reformatioun to be maid and stancheing of hereseis pullelant within the diocie of Abirdeine; and the ordour prescriuit to be obseruit to the sammyn effect.

In primis, that my lord of Abirdene causs the kirkmen within his lordschipis diocie to reforme thame selfis in all thair sclanderus maner of lyving, and to remoue thair oppin concubinis, alsweil grete as small, vnder sic panis as is contenit in the law and actis provinciall; and the cheptour of Abirdene sall do siclyk amangis thayme in all scharpest maner, conforme to the law, alsweill on thair selfis, as thair seruandis, or ony vther personnis duelland vndir thair jurisdictioun.

Item, for preching to be maid within the hail diocie, that thair be send letteris monitouris vpon the haill personis, abotis and prioris, to caus preching to be maid within thair kirkis betuix this and Fasternis evin nixt, at leist anis on ilk paroche kirk, and ane vther tyme betuix that and Pasche, with continewatioun, conforme to the actis provinciall, vnder panis contenit thairintill: and failzeing thairof, that my lord causs send ane precheour to euer ilk kirk that is nocht prechit in Lentren thairefter; and to tak vp the panis thairof, to be applyit to certane precheouris to be send throw the diocie; and letteris to be direct thairvpon, vpon the fermoraris thairof, conforme to the statut provinciall; sua that the peple

be nocht in danger becauss of inlaik of precheing of the trew catholik fayth. And siclyk, sequestratioun of all frutis to be maid *vsque ad reformationem ecclesiarum pro parte rectorum*; and writingis to be maid thairvpon be my lord to thame all that ar absent, to cum and mak residence within the diocie and chanonrie of Abirdene, and to reforme thair kirkis, and causs prechingis to be maid thairintill, according to the actis.

Item, to this effect, the statute of resedence to be put to executioun, conforme to the fundatioun *super septima.*

Item, anent the ordour and proceding twicheing reformatioun of sic enormeteis as is within the dyocesie:—

In primis, to send ane summondis *contra infamatas personas de heresie quod compareant coram episcopo decano et capitulo suis in hac parte consiliariis et assessoribus ad videndum et audiendum se plecti et puniri secundum juris exigentiam et qualitatem dilicti vel purgandum se purgatione canonica. Necnon et propter absentiam ab ecclesiis suis parochialibus diebus saltem dominicis et signanter quia non dedignantur interesse sacrificio misse.* And quhen thai cum, to examine thame, *quid sentiunt de sacramento altaris et de potestate ecclesie et sacrificio misse et reliquis ecclesie sacramentis*; and to gif resoun of thair fayth and beleif, *secundum discretionem examinantis*, conforme to the scriptour; quhilk summondis sall be send to thair duelling placis that ar within the diocie, and execut be ane preist notar with thre honest wyttnes at the leist, becauss thai cum nocht to thair paroche kirkis, or at thair paroche kirkis on ane Sonday, or ony solemnit haly day.

Item, to this effect, to constitute maister Nicoll Hay scribe in this besynes, and maister Thomas Fresser and Alexander Pape, procuratouris fiscalis in this and all vther causis: and euery ane of the thre to haif ten merkis, to be pait at the Senze be the deyne of Mar, and to be allowit in his comptis. And inlyk maner maister Robert Lumisdale principall procuratour pensionar bayth to my lord and cheptour, to be requirit to procure in the sammyn, and the forsaid scribe to direct all letteris, and to be subscriuit be him, *de mandato reuerendi patris*, and to haif ane speciall seil to be maid to that effect. And quhat beis done thairintill, my lord to ratefy, stand at, and appreue in all poyntis.

Item, to require my lord Huntlie, balze of the bischoprik of Abirdene, and all vtheris fewaris of the sammyn, for outsetting, defence and manteinyng of the Catholic fayth, to be present with my lord of Abirdene and his lordschipis seitt at the dayis appoyntit, conforme to thair bandis

respectiue ; and in caiss of my lord Huntleis absence to causs sum principall landit man of his lordschipis kyn to be in reddynes in his lordschipis place, as he beis requirit for assistente.

Item, to send certane granatouris to New Abirdene, Banchore Terne, Echt, Kynerne, Midmar, Auchindore, and Kerne, to moneis all thaim that ar art, parte, reid, or counsall of the byrnyng of the kirk of Echt, or casting doun of ymagis in ony kirkis within the diosie of Abirdene, to revele the sammyn to my lord of Abirdene or his commissaris in that part: and cursingis to be execut solemnitlie thairupon at the mercat crocis of New Abirdene and Auld Abirdene. And that the premisses be the help of God may tak the better effect, the deyne and cheptour forsaidis humlie and hartlie prayis and exhortis my lord thair ordinar, for the honour of God, releif of his awn conscience, and weill of his lordschipis dyosie, eveting of grete sclander, and becauss all thai that ar contrarius to the religioun Cristiane, promittis faythfull obedience to the prelatis, swa that thai will mend thair awn lyvis and thair inferiouris, conforme to the law of God and haly kirk; In respect heirof that his lordschip wald be sa gude as to schew gude and edificatyve example; in speciale in removing and dischargeing him selff of cumpany of the gentill woman be quhom he is gretlie sclanderit; without the quhilk be done, dyuerss that ar pertinax sayis thay can nocht accept consall and correctioun of him quhilk will nocht correct him self; And inlyk maner, nocht to be our familiar with thame that ar suspect contrarius to the kirk, and of the new law; and that his lordschip evaid the sammyn: that quhen his lordschip plesis to vesey the feyldis to repois him self, [he] cheis sic cumpany as efferis till his lordschipis awn estate; and causs his lordschipis seruandis to reforme thame selfis; becauss nixt him self, it semis him to begyn at his awn houshald. Quhilkis premisses being done, the saidis deyne and cheptour beleius in God that all sall cum weil, to the honour of God, and generall reformatioun of the haill dyosie of Abirdene: and thai promes to his lordschip thar hartlie concurrence and assistence, with honour, seruice, and obedience, at thair vter power.

R. Erskyne decanus Aberdonen.
Ja. Strathauchin a Balheluy.
Joannes Watson de Clat ff.
Jacobus Gordoun de Lonmay.
Alex^r. Bryd succentor.
Patricius Myrtoun thesaurarius Abd.
Joannes Leslie de Murthlak ff.
Arthurus Taillefere de Crechmond.
Willelmus Cambell de Tulynessill.
Alex^r. Andersone sub principalis ca^cus Abd.

XXXIX.

PRECEPT, JAMES, EARL OF MURRAY, REGENT OF SCOTLAND, TO HIS COMPTROLLER, ANENT THIRDS OF BENEFICES—2ND NOVEMBER, 1567.

Comptrollar It is our will and we discharge you off all melling or intrometting with ony thriddis of benefices assignit to the ministeris, for thair stipendis of the thre scoir sax yeris crope, bayth of siluer and victuallis, bot suffer and permit thame and thair collectouris intromet thairwith, sell and dispone the same at thair plesour, conforme to thair assignatioun, without ony stop or trublans of you; and gif ye haif intromettit or sauld alreddy ony parte of the said victuallis, that ye caus the same be restorit and randerit agane to the saidis ministeris, and thair collectouris, to be sauld and disponit be thame as thai think expedient, quhilk salbe thankfullie allowit to you in your comptis be the auditouris thairof, quhome we charge to defalk and allow the same, keipand thir presentis for your and thair warrand Subscriuit with our hand at Edinburght the second day of November 1567.

James, Regent.

XL.

JAMES VI. AND COUNCIL TO THE LAIRD OF DUN, RELATIVE TO THE PERSONS AND GOODS IN THE HOUSE OF REDCASTLE—14TH MAY, 1578.

Missiue—the Kingis Maiestie.

Traist freindis we greit you hertlie weill. According to our former letteris send you it is our mynd, be the aduise of our counsale, that the personis being in the hous of the Reidcastell, bot cheiflie Johnne Stewart, brother to our cousing James, lord Innermeith, sall efter the randering of the hous of the Reidcastell, be saulflie and without all harme convoyed to our presence, be sey or land as ye sall think maist sure and expedient, and that ye ressaue the said house of the Reidcastell, with all guidis and plenessing being within and about the same, seing the same pertenis to the faderlis bairnis of our said vmquhile

cousing, vpoun inventair, and keip thame in your handis and possessoun, quhill eftir hering of the principall mater be ws and our counsale we send you new and further directioun, as ye will ansuer to ws thairvpoun; ffor quhilk this our lettere salbe to you sufficient warrand Subscriuit with our hand at our castell of Striueling, the 14 day of May, and of our regnn the tuelft yeir.

James, R.
Leuinax.
R. Dunfermling.

To oure traist freind the lard of Dwn,
and Robert Erskin his sone and apparand air,
or ather of thame.

XLI.

ADAM ERSKINE, COMMENDATOR OF CAMBUSKENNETH, TO ROBERT ERSKINE, YOUNGER OF DUN—10TH MAY, 1579.

Treist freind, eftir maist hairtlie commendatioun ye sall wit that the kingis grace hes directit his missiue to the laird your fathair, to be heir vpone the fyftene day of this instant, and that for tryell of my lord of Atholis pussoning, and to that effect the king hes ordanit his haill counsall to be heir present at the said day: Thairffoir ye sall do all ye can at your fatheris hand to forder him heir with diligenss, ffor my ladie Athoill, togidder with sindrie of my lord of Athoilis freindis, is to be heir at the said day; I dout nocht bot ye will do thairin as ye tender the kingis estait and my lord of Maris weill and honour; ffor thair is sindrie gret materis to be intrettit at the said day, the quhilkis giff thay be weill handillit at this tyme, it sall put my lord to the gretter rest As ffor newis I haif nane bot sic as your fathair sall lat you understand: the king nor my loirdis freindis can be content of ane excuiss at this tyme, the rest referris to meting Committing you to God, frome Streueling castell the tent day of Maii 1579.

Euer your assurit
A. Cambuskynneth.

To his maist assurt friend,
the larde of Dvne yongar.

XLII.

DAVID, EARL OF CRAWFORD, TO ROBERT ERSKINE, YOUNGER OF DUN.—13TH AUGUST, 1579.

Rycht trest cousing, eftir our maist hairtly commendationis, this present is to schaw you that we ar suirly informit that Jhone Lyoun, younger off Cossonis, is presently in Striuling awaiting on Mr Thomas Lyonis ordors, and specially in our contrair quha come with the maistir off Glammis as ane of the mest speciall interpryssouris to haiff murderit ws in our bed, quhilk wes fer by his dewetie, and that in respect the maist parte of his lewing that presently he hes to leiff vpoun he haldis off ws in wedset wnder redemptioun, quhilk we as yit wald nathir redeme our selff nor yit mak na vther assigney thairto, albeit that syndry tymes we haiff fund occasioun mowit be him to haiff done wtherwayis, and the small dewety that he aucht to pay yeirly to ws we culd neuir obtene thankfull payment thairoff, quhilk hes mowit ws to persew him be ordour of law, and hes obtenit lettres off horning on him for the sam caus, quhilk lettres with the execwtionis thairoff we will request you mest effectuisly to ressaue, and to present thame to the king his maiestie, quhen ye find the said Jhone Lyoun within the castell, and that ye will report to the kingis [grace] his dissobeysance, altho he be presently at his [graces] horne, and to beseik his [grace] that ordour may be fund thairintill Thus nocht douting off your guidwill and kyndnes towartis ws heirin, as we salbe redy to acquite the sam quhen it sall pleis charge Comitting yow in God's eternall protectioun, ffrome Cairny the xiii off August, 1579.

Youris maist assurit to our power

Craufurd.

To our rycht traist cousing,
Robert Erskin off Dun, younger.

XLIII.

WARRANT FOR RENDERING THE HOUSE OF REDCASTLE—20TH SEPTEMBER, 1579.

Traist freind we greit you hertlie weill It is now fund and decernit be decreit of ws and lordis of our secreit counsale, that the hous of the Reidcastell, being now in your handes, salbe deliuerit to our consignace the lady Innermeith, scho findand cautioun for payment making to you of the chargeis and expensis maid be you in keping of the same, and now seing our cousigne and seruand Johnne Stewart, brother to the lord Innermeith, is to repair in that cuntrie, and that be ressoun of the deidlie feid standing betwix him and sindrie your nychbouris he is in danger to be persewit thairfoir we will desyre you maist effectuuslie that ye will vpoun the recept of this our lettere deliuer the hous to our said seruand, that he may mak his residence thairin for the better saulftie of his persoun during his remaning in that cuntrie, he findand sufficient cautioun to you for pament of the said chargeis and expensis maid be you, as ye will do ws acceptable seruice and gude pleasour. Thus we commit you to God at our castell of Striuiling, the xxvi day of September, 1579.

James R.
R. Dunfermling.

To oure traist freind
the laird of Dwn, eldare.

XLIV.

JOHN HEPBURN, MINISTER OF BRECHIN, FARNWELL, AULDBAR, KILMOIR, BUTTERGILL, AND CUIKISTOUN, TO JOHN ERSKINE OF DUN, SUPERINTENDANT OF ANGUS AND MEARNS—23RD MARCH, [1579?]

Honorabill scir, efter most hartlye commendatione off seruice in the Lord, pleis you to wit that I recewit your wreting makand mensione off

your synodall conuentione to be haldin at Montros the xxiii day of Merche instant, and efter the sicht theroff hes don (as I vnderstand) according to your mynd and tenour off your wreting: we haue ordenit our comissionaris, and hes authorised them with our comissione and instructions, besydis that we haue summonid yit onis agen Jamis Striling, citiner off Brechine, quha wes summonit afor and conformit nocht according as the proscess quhilk I delywert to your selff on hors bak behind the yardis proportis; I summond him vpon your wreting as I heid your lettres, therfor giff he compiris ye will tak ordour with him as ye think good, and als giff he compiris nocht, giff your sentence and mak me aduertisment theroff. Appardon my heymlye conferens in sik maters; als ther is a vder callit Walter Grym summond, quhois crymis the rider and comissionars will schow you at lenth. Maruell nocht scir that I hawe nocht kepit dyet my selff, for I haue sik vrgent and noyhswm impediment as the rider and comissionars can declar, that I may neder sit stand nor ryd commodiuslye, and giff I sall so continew sall nocht be abill to journey with you toyward Striling: nocht ellis now. Comittand you to the protectione off the Lord our God at Brechine this xxiii off Merche, be youris at comand,

John Hepburn.

To the richt honorabill lord of Dwn,
superintendent of Angus and Mernis.

XLV.

THE REVEREND THOMAS SMETON, TO THE LAIRD OF DUN, SUPERINTENDANT OF ANGUS AND MEARNS—30TH JULY, 1580.

Grace mercie and peace

Of our proceadinges in our generall assemblie, and sute in court thir many days bypast, our brother Mr Andro Myll, quha always assistes with his presence and counsell, can give you mair speciall information then we ar able presentlie to put in writt Quhat succes our maters sall have in counsell we ar yit incertain, but fearis it sall not be according to our desire, and the necessitie of this horrible confusion, quhilk is lyk to wraik the kirk of God in this countree. Your presence wald

have beine to vs confortable and maist profitable for the weightie maters we have in hand, quhilk seing it hes pleasit God be the weakness and disease of your body to deny vs, we maist earnestlie request you that from tym to tym ye will lett vs vnderstand your godlie counsell and iudgement concernyng the vphold of thir ruynous wallis of afflicted Jerusalem. The Lord God preserve you for the confort of your puir brethren, and defence of his cause in thir maist dangerouse dayes

From Sanct Andres the xxx of Julij 1580.

Your brother to his power for euer.

Thomas Smeton,

at the command of the brethren send in commission.

To the right honorable lard of Dune,
superintendent of Anguse and Merns.

THE LAIRD OF DUNIPACE TO THE LAIRD OF DUN.

My lord, eftir my very hertle commendationis, pleis vpoun the reset off your lettere for vptakin off sum controuersies fallin out in my faderis hows, I reparit to the Mernis, quhair I fand ane precept directit to summon me befoir the prisbetre of Montross for accusing Anne Gib, vitch, with vtheris. Albeit the prisbetre off Montross vas nather my ordinar, nor the vitches, Anne Gibbis, sche bein within the Mernis, and I within Stirling, nor my bretherin the complenaris, the ane bein within Brechin, the other lykvayis within the Mernis, I comperit, bein maist villin to chalenche and accwse the vitch onlie, quha vas put to libertie, by my vill, as instrument tane thairvpone vill testefi. I fand the bretherin of the prisbetre villin, and at ther desyr the controuersie and tryell off materis in our avin hows vas remittit to ane certane off ministri and frindis, with ane day apoyntit for meatin this, befor nowin: that efter nowin sum off the otheris intentit aganst me, my serwandis, and mony ma gentlemen (I cumming first be your lettere, nixt be your precept in your lordship's awin town, quhair as ye ar supreme magistrat) I refer to be declarit to your cietizens and ministre This far I thocht guid to aduerteis your lordship: I think your lordship and I ar beyth mony vayis interest, and befor I taik ony cours for redressin I man craiff your lordship's adwys and counsell, quhilk I vill follow, esteiming your rowm age and

as thai ar No forder presentlie, remittin the particulars be my cwsin I commit your lordship in Goddis eternall protection

Your lordship's most humble to be commandit

J. Levingstoun.

From Donypace this Tysday. Sein I haiff nocht the commodete to confer with your lordschip, I craiff your lordschips ansuer in wret.

XLVII.

PRESENTATION TO THE ALTARAGE OF ST. MARGARET, WITHIN THE CHURCH OF DUNDEE, BY THE CONSTABLE OF DUNDEE.

To the reuerend in God, Johnn Erskin of Dun, superintendent of Anguiss, Gowrie, and Starmouth, &c., James Scrimgeour, constable of Dunde, patroun of the altarage vnderwritin, wissith grace, mercie, and peace frome God our Father, and from our Lord Jesus Christ, with perpetuale incress of the Halie Spirit for salutatioun Forsamekle as the altarage that vas superstitiouslie erectit in the honour of Sanct Margaret Quene, situat within the kirk of Dunde, is be full richt vacant in my hand, patron of the samyn, be the decess of vmquhile Dauid Lwde chaiplane, last possessour of the samin, quhairof the nominatioun and presentatioun of ane competent persone pertenis heretablie to me in patronage, and to confer and gif collatioun and institution thairapone belangis vnto you as bischop and superintendent of the samyn; and in consideratioun that the patrimonye and almouss quhilk pertenit to the said altar aucht and suld be distribut and bestowed vnto ane gud persone applying him self to godlie vsis, Thairfor I James Scrimgeour, constable and patron forsaid, haif nominat and presentit, and be tenour heirof I nominat and present Robert Gray, lauchfull sone to Patrik Gray of Ballegerno, scolar of gud ingine, hable to incress in lituratur and sciences, ciuile and diuine, to the said Sanct Margaretis altarage, annuale rentis, proffittis, and pertinentis thairof vnder specifiit, *videlicet*, ane annuale rent of fyve markis vsuale money of Scotland, to be liftit and vptakin yearlie of all and haill that tenement of land quhilk pertenit to the vmquhile airis of Patrik Frostar, lyand in the said burgh of Dunde, in the marcat gait on the north syd, betuen the land of vmquhile William

Straachchin at the est part, and the vmquhile Berclay at the west part, and ane vther annuale rent of twentie schillingis money foirsaid, to be liftit yerelie of the land of vmquhile Dauid Craail, lyand on the south syd of Argalisgait in the said burgh, betuen the land of the said vmquhile Dauid at the vest part, and the land of vmquhile Dauid Balbirny at the vest, and ane vther annuale rent of tuentie-sex schillingis aucht pennyis to be vptakin yerelie of the said vmquhile Dauid Balbirnyis land, lyand on the south syd of Argalisgait in the said burgh, betuen the land of vmquhile Dauid Caraile at the est, and the land of the vmquhile airis of vmquhile Thome Tailyour; and ane vther annuale rent of sevin schillingis to be liftit yerelie of vmquhile Richard Smallis land, lyand on the north syd of Argalisgait in the said burgh, betuen the common gait paseing to the clay pottis at the vest part, and the land of Johnn Halden at the est part; and ane vther annuale rent of thre schillingis sex pennyis to be vptakin of the said vmquhil Johnn Halden's land, lyand betuen the said vmquhile Richard Smallis land at the west, and the land of vmquhile Johnn Achleck at the est; and ane vther annuale rent of thretten schillingis four pennyis to be liftit yerelie of vmquhile Johnne Wilyis land, lyand on the north syd of the Kirk Wynd of the said burgh betuen the land of vmquhile sir Patrik Telling at the est, and the land of the samyn sir Patrik Telling at the vest; and ane vther annuale rent of twentie-thre schillingis four pennyis to be liftit yerelie of vmquhile Johnn Thomson's land, lyand on the south syd of the Mwrresgait in the said burgh, betuen the land of vmquhile maistir William Carins vicar of Glamis, at the est, and the land of vmquhile Johnn Irland, and sumtyme pertenit to Richard Scot, at the vest part; and ane pece land of the burgage lyand on the south syd of the Flucargait of Dunde, betuene the land of vmquhile Johnne Siluer at the vest, and the commone vennell passing to the see at the est part, with thair pertinentis, extending in the hail to aucht pundes sex pennyis of yerelie annuale vith the said pece land, to be liftit and vptakin yeirlie, vsit and disponit be the said Robert during his liftime, to support his buirding and expens at grammar scoles and scholes of vniuersiteis in his minorite, and to by his bukis to help his studie, to the fine, that he may cum to perfectioun of knawlege, and be plantit in the kirk of God to maintene the religioun and set furth the gospell of Jesus Christ; Quhairfor I nocht onlie desyr bot also requestis you to prowid the said Robert Gray for

his liftime dewlie in the foirsaidis altarage and annuale rentis and pece land aboue specifeit, pertening to the samyn, be gewing to him collatioun and institutioun vpon the samyn in forme as efferis: prouiding alwayis that gif ye sall hald the samyn altarage in your hand be the space of ane moneth ondisponit to the said Robert, sa presentit be [me, or giff it sall happen that the said Robert being provydit thairuntill, to change said] altarage, or transfer his rycht thairof to ony vther persone, and at the tyme of his decess, in thir caisis and euery ane of thame I vill, and als decerne be thir presentis that the electioun, nominatioun, and presentatioun of ane vther qualifeit persone to [succeed him] the said altarage, sall [comport] and returne to me my airis and assignais als oft as ony of the said caisis sall happin, that ve may dispone thairapone according to the fundatioun and our rycht quhilk we haif thairintill, in vitnes of the quhilk thing to thir our lettres of presentatioun subscriuit vith our hand, my proper sele is affixt att Dudop the achtene day of January, befor thir witnes, James Scrimgeour of Hendersone, Willyame Ogillwe, and Robert Wedderburne, and wtheris dyueris.

J. Constabyll of Dunde.

XLVIII.

JAMES VI. TO THE PROVOST AND BAILLIES OF DUNDEE—12TH MARCH, 1580.

Traist freiendis we greit you weill For ordour taking with this notorious and professit rebellioun of James Gray, sonne to our traist cousing Patrik lord Gray, and his complices, withhalderis and detenaris of the house of Reidcastell, notwithstanding of our hiest charge of treasoun direct to thame for delyuerie thairof to the officiar executour of the same, we haue thocht conuenient for removing of the exemple of sic insolence from any subiect professing our auctoritie, to direct our commissioun to the laird of Dun, younger, with power to him thairin, to conuocat our liegis in weirlyke maner, and to forbeare na kinde of wearelyke ingyne that in any way may serve to the recoverie thairof furth of thair handis, Quhairin, becaus we haue imployit the concurrence of your toun amangis vtheris, we will desyre you earnistlie to conforme you to the said commissioun in all pointis, and put the same to present execu-

tioun as ye will do us hartlie pleasur and gud service Thus we commit you to God at Halyrudehouse this xii of Marche 1580.

James R.

To our traist freindis the prouest and baillies
of our burght of Dvndie.

XLIX.

WARRANT TO THE LAIRD OF DUN, YOUNGER, TO DELYUER THE REIDCASTELL TO THE LORD INNERMAITH—14TH MARCH, 1580.

Rex. Johnne Erskin younger of Dwn we greit you weill It is our will and we charge you, that ye, incontinent efter the sycht heirof, rendir and delyuer in the handis of our traist cousing James lord Innermaith, the house of Reidcastell lautlie recoverit be you furth of the handis of James Gray and certane his adherentis, together with the haill plenising and insycht ye fand thairin, be inuentour thairof subscryuit with your hand, to the ende it may thairby be testifeit quhat and howmekill ye recoverit thairof, or intromettit with, at your first entrie to that place, and that ye mak the haill dores within the house opin and patent vnto you to that effect, as ye will ansuer to ws, keiping thir presentis for your warrand Subscryuit with our hand at Halyrudehouse the xiv day of Marche 1580.

James R.

James Steuart.

L.

THE EARL OF MONTROSE AND JOHN MAITLAND, SECRETARY; TO JOHN ERSKINE OF DUN—18TH NOVEMBER, 1584.

Jesus. My lord and fader efter maist hartly commendationis I resauit your letter, ass alsua delyuerit your letter to the kings maiesty, quha tuik all your aduys in gud part, except the conuenying of the mynistre togidder quhill obediens be first to his maiesty's statutis, and to this effect his maiesty is content to send you an commissioun for the

mynistre off Anguss and Mernis, with the form of ane band to be subscryuit be the said mynistrie within your jurisdictioun, in conformitie to the band the mynistre hess subscryuit in thir quarteris, and seing that the mater debetable is nocht ane mater of consiens, I think ye sall do ueill to accept the king's maiesty's gud will and fauor in gud part, for his maiesty hess that gud oppynioun off yow that he will be layth to see any seditioun provyit or mynistrat in your bundis, for his maiesty is alwayss uell myndit to yow in your particular, giff that the causs be nocht in your selff, for truly his hiness hess alss gud oppynioun off you at this present, ass he hess off any subiect in Scotland Sua luking for your consent in the premissis, I committ you in the protectioun off Almychty at Edinburgh xviii daye off Nouember, anno 1584.

Your seruant to powar
Montroiss.
John Maitland.

To the rycht honorabill
the lard off Dun this deluyer.

LI.

PATRICK, TITULAR ARCHBISHOP OF ST. ANDREWS, TO THE LAIRD OF DUN—22ND JANUARY, 1584-5.

Ples your lordship I receavit your lettere : and quheir your lordship inquyris of the commissioun, I vnderstand the samyn vas directit to your lordship, be that samyn messinger quha cariit the letteres to me ; the desyr of his maiesties obligatioun extendis no forthir bot to his hienes obedience, and of sik as bearis charge be lawfull commissioun in the cuntrie, quheirof his maiestie hes maid ane speciall chose of your lordship : as for the diocese of Dunkeld, I think your lordship will vnderstand his maiesties meining at your cuming to Edinburght, and as ffor sik pairtis as is off the diocese of Sanct Androwis, in the Merns and Anguse, I pray your lordship to tak ordour thairin for thair obedience and conformitie, as your lordship hes done befoir, that they be nocht compellit to travell forthir bot thair suspendis may be rathir helpit nor hinderit My lord I am assurit your lordship reparing towart court salbe ane gude

vork, as ye bestowit mony in your tyme for ane Godly tranquillitie in the estait, quhilk we will luik for at the tyme appoyntit; willing your lordship in that quhilk pertenis to the diocese of Sanct Androwis, to do as ye do in Brechein, and assuring your lordship ye sall do his maiestie acceptabill seruice. Mr Robert Pont is heir, and avattis with me and vthiris vpoun your lordship cuming to Edinburght Swa committis your lordship verie hartly to God From Sanct Androwis the xxii of Januar 1584.

Your lordships verie assurit in the Lord,

P. Sanct Andros.

To the richt honorabill
the lerd of Dune.

The kingis commissioun send [your] lordship vas directit to Mr. James Melvin in Arbroth.

LII.

THE BRETHREN UPON THE EXERCISE OF MONTROSE, BRECHIN, AND MEARNS, TO THE LAIRD OF DUN, SUPERINTENDENT OF ANGUS AND MEARNS—29TH JANUARY, 1584–5.

Pleis your lordship upon the recept of your lordship's aduertisementis directit to our ilk exercise, we repairit to Montros the xxviii of Januar instant, thanking God for your lordship's cairfulnes in the common cause, and for your regairds alsua to our particular weilfare: quhair our conwention wes thocht to haif the less grace throch your lordship's absence, quhilk wes grytumlie desirit of ws all; the tua obligationis being presented be Mr. Hendre Duncan, that quhilk wanted the condition wes thocht hard to agree with, aluais the other lyikit the brethren best, and after guid deliberation they haif subscrivit the same, haifing a gud hoip that God quhilk se mitigat the apperant straitnes of the said obligation will also work dayile mair to our confort, if we sall with thankfull hartis depend wpon him. Thair is some apperance of daunger if the said subscriptionis be nocht presentit before the first of Februar to his maiestie. Your lordship, as ye haif carit to keip the brethren fra grite trubill and skaith at this tyme, sua alsua your lordship will foresee and be cairfull

heirof. Their is apoynted some out of ilk exercise to attend wpon your lordship at the tyme of assignationis, as your lordship will aduertise, to wit, Mr. James Fullarton for Brechin, Mr. James Meluile or Mr John Fullarton, as ye sall lyik best for Montros, Patric Bonkill or Mr Johne Cullane for Mernis. Thus referring farther quhow matters heir hes procedit to Mr. Hendre aduertisment, we committe your lordship to the protection of God From Montros the xxix of Januar 1584, be

Your lordships awin servantes to be commandet in the Lord,
The brethren wpon the exercise
of Montros, Brechin, and Mernis.

To the richt honorabill the laird of Dwn,
Superintendent of Anguse and Mernis.

LIII.

SUMMONS AT THE INSTANCE OF THE SUPERINTENDENT OF ANGUS AND MEARNS, FOR PAYMENT OF HIS STIPEND—9TH SEPTEMBER, 1585.

James, be the grace of God king of Scottis, to our louittis James Falcovnere Messengeris our shereffis in that pairte coniunctlie and seuerallie speciallie constitute, greting fforsamekille as ite is humelie menete and schovine to ws be our louite Jhone Erskyne of Dwne, superintendent of Angws and Mernis, that quhar there is assignete to him for his seruice in the said office, the sowmes of monay and victuvalis vndervryttine, viz., thrie hunderete xxxvij lib. xi s. vi d. to be payite as followis, that is to say out of the siluere thrid of Arbrothe ane hundereth lxx lib. iiii s. ii d. 3 pairt d. oute of the thrid of Covpeire lii lib. xvi s. vi d., 3 pairt d. Charterhouss xxii lib. x d., oute of the Jedbroche and Restennete xxv lib. vi s. viii d., the thrid of the preceptorie of Bassendow xiii lib. vi s. viii d., Thamas Knox' annavele in Brichine xii d., oute of the thrid of the personage of Edwie xxvii lib. ii s. ii d. 3 pairt d. and xxvi lib. xiii s. iiii d., to be payite oute of the pricis of the victovallis of Kinnelle, be takmene of perisoneris therofe in mony, and oute the thrid of the fayte of the abbosie of Arbrothe four calldere xii bollis, 3 pairt bole, oute of the thrid of the beire therof saxis scaldere xiiii bollis iii firlotis 1 pek 3 pairt pek, and oute of the same, fywe scaldere viii bollis meil; the thrid of the fayte of the

bischoprik of Brichin iii bollis 3 pairte bole, oute of the thrid of the beire therof fwye scaldere ii bollis 3 pairt bolle oute of the thrid of the meill therof iii chaldere ii bollis as at meire lenthe is continente in the exstrak of assignatione maid to him therapone, of the crope and yeire of God M. v^{c} fourscoire fyve yeiris, schavine and producite to the lordis auditoris of chekkere Oure veile is herfore, and ve scerge you, and commandis that in continente thire our letteris sene, ye passe, and in our name and autoritie command and scerge the abbote of Arbrothe, the bisscope of Brichine, the abbate of Covpeire, the prioris of the Charterhous, the abbate of Jedbroute, the presceptor of Bassendow, the persone of Edwie, and the taxmene of the kirk of Kinnielle, theire chalmelans and factors, and all and sindrie fewers, laboraris, tennentis, takismene, and perisoneris of the kirkis, and tovnis, of benefice thirdis forsaidis, and all vtheris instrometters, [with the] fruitis therofe, and addettete in paymente of the same quhat some evere in generalle, and be thire name in speciale as ye sall be informite, that thay and ilk ane of them reddilie ansuer, intende, obay and mak thankfulle paymente to the said complenere, his factoris and seruitoris in his name, and to none vtherise, off the monay, quhite beire, and meill abowe vryttine, assignate vnto him as said is oute ofe the beste and redieste paymente of the fruitis of the benefettis foirsaidis, quhar he sall gif you ane bill of the crope and yeire of God M. v^{c} fourscoire fywe yeiris instante, vithin tenne dayis nixte eftir they be scergite be you therto ondere the pene of rebellione, and putting of them to our horne, and gif thay feillie, the saidis tene dayis biane baypaste, that ye incontinente thereftere, denvnce the dissobayaris our rebellis, and pute them to our horne and eschete, and inbringe all ther movvabille guids to our vse for ther contempsione, and gif neid bies, that ye poinde and distrenzie therfore, and als that ye in our name and autoritie sequestrete and arrest all and sindrie the fruittis and rentis of the forsaidis benifece, to denvnce ondere sequestratione and arrestmente in the tennentis and penseneris handis, ai and quhill the said complenere be completlie payite of the monie and victuallis forsaidis, certifienge them, and thay mak paymente of one perte therof to one vthere persone or persones, quhill he be first completlie payite as said is, thay sall be compellete to pay this same of new agane to him, conforme to the comone ordere, accordinge to justece, becaus the said letteris auditoris of our said cakkere hes sene the assignatione abue vryttinge, the quhilk to do ve commete to you coniunclie

and seuerallie, our fulle povere be thire our letteris, delayueringe them be you, dewlie exsecuite and indorsite, agane to the berere Gifine ondere our signete at Strivelinge the ix day of Septembere, and of [our] ringe the nynetine yeire 1585.

ex deliberatione dominorum scaccarii

James Falconor mysenger, wyth my hand.

LIV.

FACTORY, JOHN ERSKINE, ELDER OF DUN, TO JOHN ERSKINE OF LOGY—20TH OCTOBER, 1586.

Be it kend till all men be thir present letteres me, Johne Erskyne of Dwne, superintendent of Angus and Mernis, to haif maid, constitut, and ordint, and be the tennour heirof makis, constitutis, and ordinis my weilbelowit oy, Jhone Erskyne of Logye, my werray lauchtfull vndoutit factour and vptaker of all and haill my pensioune of stipend, alsveill of money as of victuall appoyntit to me be the kirk, and assignit of the cropt and yeir of God jaj v^{c} four scoir sex yeiris, except allenerlie the victuall assignit to me to be ressauit furth of Fordes, Tayak, and Newbiggine, geuand, grantand and committand to the said Jhone Erskyne my full and plane power for me, and in my name to crewe, resawe, intromeit, and vptak all and haill my foirsaid stipend, alsveill victuall as money, to the vse, vtilitie, and profeit of me the said Jhone Erskyne of Dwne, my airis or assignayis quhatsumeuer, of the foirsaid crop and yeir of God jaj v^{c} four scoir sex yeiris, acquittances and dischairges vpone his resait of the saidis sowmes of money and victuall, to the delyueraris thairof, to mak, subscrywe, and delyuer, quhilkis be thir presentis I afferme to be sufficient as my awin ; as alsua hes gewin as be the tennour heirof giffis to the said Jhone Erskyne of Logye, my full and plane power to sell and dispone the said haill victuall of my foirsaid stipend, contenit in my said assignatioune, provyding the said Jhone get and delyuer to me sufficient acquittances and dischairges of the victuallis assignit be me to James Grahame in Petbeidlie, Agnes Lyndsay in Crago, Heleine Fullartoune in Baluelie, and Robert Keith in Montroiss, and that of sa mekill as the said Robertis father had befoir, and generallie all and sin-

drie vtheris thinges to do, vse, and executt anent the premisses, as I mycht haif donne myself befoir the making heirof ferme and stabill, and attour I sett, and do assedatt to the said Jhone Erskyne all and haill the victuall and siluer contenit in my assignatioune, excep the victuall reserwit to my self, and to vtheris assignit as befoir is specifyeth, to be vsit and disponit be the said Jhone as his awin proper of the four scoir and sex yeiris crope, he paying to me for the same ane thousandis merkis vsuall money of this realme, thairof four hundereth merkis at the making of this vretting, or at the first day of Nouember nixt, the vther sex hundereth merkis to be payit befoir the feist of Vitsonday nixt, and gif he obtenis to me ane acquittance of the four hundereth merkis quhilk I am awand to Georg Erskyne, burges of Montroiss, betuix this and Vitsonday, sal be to him as ane sufficient dischairge of sua mekill of the sowme, and for securitie of the same I haif subscriwit with my hand this letter and sett, at the Torvod the four and tuentie day of October, the yeir of [God] jaj v^{c} four [scoir] sex yeiris, befoir thir witnes, Patrik Mawll of Panmvir, younger, Alex^{r}· Erskyne in Glaskenno, James Wilsoine, and Charlis Ogilwye.

Jhonne Erskyn of Dun.

To the factorye and sett of the lairdis assignatione
to his sone Jhone Erskyne of Logye.

LV.

LETTERS OF REVERSION BY JOHN ERSKINE, FIAR OF DUN, IN FAVOUR OF JOHN ERSKINE OF LOGY, HIS FATHER—28TH OCTOBER, 1588.

To all and sindrie quhome it efferis to quhais knawlege thir presentis sall cum, Jhone Erskene fear of Dun, son and apperand air to Jhone Erskene of Logy, Greting in God, Wit your uniuersiteis, that albeit my said father in respect of the contract of mariage maid betuix ane nobill and potent lord, Robert lord Altre for him self, and in name and behalf of maistres Margaret Keyth his dochter, now my spous, and the said maistres Margaret with hir said fatheris consent for hir self and hir interes on the ane pairt, and the rycht honorabill Jhone Erskene, elder, franktenementar of Dun my grandschir, Robert Erskene fear of Dun my

guidschir, and my said father, for thame selfis, and in my name and behalf, and takand the burding one thame ffor me on the vthir pairt, ot the dait the dayis of the yeir of God ane thousand fyue hundrethe fourscoir aucht yeiris, did infeft me heretablie in fie, in all and haill the landis of Logy Montroiss, miln, millandis, multuris sequelis salmond fischeings, cruvis, landis of Towmondis, pairtis, pendicles, annexis, connexis, and pertinentis thairof, with tennentis, tennendreis, and seruice of frie tennentis of the samyn, lyand within the sherefdom of Forfar, reserving my said fatheris lyifrent thairof during his lyiftyme; Lykas I am infeft in fie in all and haill the landis and baronie of Dun, Logy, Arratt, and landis of Glentoun, or Invirvin of Montroiss, lyand within the said sherefdome; quhairvnto my said father hes gevin his express consent, as in the infeftmentis and saisingis maid to me thairvpone at lenth is contenit, and now wnderstanding of the singular guidwill and fauour schawin to me by my said father be the saidis contract and infeftmentis, without all respect haid to the remanent his bairnis, and how thay suld be put to proffeit, and without consideration thairof, and I nocht willing to abuse the greit benefeit done to me be my said father, to the hurt and greif of my brother and sisteris, bot that thay suld be provydit to ane honest and sufficient lyif, and that dew provisioun may be maid to that effect, baith for releif of my conscience and for releif of my said fatheris burding thairof Thairfoir, and for diuerss vtheris gude caussis and considderationis moving me, I will and grantis, and be thir presentis, be the faith and treuth in my bodie lellalie and treulie bindis and oblissis me and my airis to my said father, that quhat tyme or howsoun it sall happin him be him self, or his procuratouris in his name, in his lyiftyme allanerlie (secludand all vthiris) to content, pay, and thankfullie delyver to me and my airis maill, mentionat in the said contract, within the paroche kirk of the burgh of Montroiss, vpone ane day betuix the sone rysing and doun passing of the samyn, ane roiss nobill of gold, or aucht pundis wsuall money of this realme, havand curs of payment thairin for the tyme, as for the availl and price thairof, than to renvnce and resigne frelie, quitclame, discharge, ouirgif, and delyver fra me my airis quhatsumeuir and assignais, to the said Johnne Erskene of Logy my father, all and haill the saidis landis of Logy Montroiss, myln, myllandis, multuris, sequelis, salmon fischeingis, cruvis, landis of Towmondis, pairttis, pendicles, annexis, connexis, and perti-

nentis thairof, tennentis, tennendreis, seruice of frie tenentis of the samyn, with all charteris, preceptis, and instrumentis of sasine maid to me thairvpone, and all richt, title, interes, clame of richt, propertie and possessioun quhilkis I haid, hes, or ony wayis may clame or haif thairto, to the effect that my said father may vse and dispone thairvpone as his proper heretage at his plesour fra thinfurth, provyding I my airis and assignais be lauchtfullie warnit to the reseatt of the said roiss nobill or price thairof foirsaid, personalie or at our duelling place, vpone the premonition of fourtie dayis of befoir, in presens of ane famous notar and witnesses as efferis, and if I my airis or assignais fraudfullie absent ws thairfra, being lauchtfullie warnit thairto as said is, than and in that caiss my said father sall haif full and fre regres and ingres agane, in and to the saidis landis of Logy Montross, miln, millandis, multuris, sequelis, fischeingis, cruvis, landis of Towmondis, pairtis, pendicles, annexis, connexis, and pertinentis thairof, tennentis, tennendreis, and service of the tennentis of the samyn, propertie and possessioun thairof, siclyik as he haid of the samyn befoir the making of the saidis contract and infeftmentis; nevirtheless the said roiss nobill or price thairof forsaid, in the handis of ane of the baillies of the said burgh of Montroiss, to the vtilitie and proffeit of me my airis and assignais to be consignit, and put all fraude and gyle secludit and away put. In witness quhairof to thir presentis subscryvit with my hand, my propir seall of armis is appendit, at Brechine the tuentie-aucht day of October, the yeir of God ane thousand fyue hundrethe fourscoir aucht yeiris, befoir thir witnessis, William Fullertoun, Ardow, William Thomson procuratour in Dundie.

Jhone Erskyne, sone to Jhone Erskyne of Logy, with my hand.

William Fullartone of Ardo witness.
William Thomsovn witnes.

LVI.

TRANSLATION BY ALEXANDER, LORD SPYNIE, IN FAVOUR OF JOHN ERSKINE OF DUN—13TH AUGUST, 1600.

At Edinburgh the xiii day of August, the yeir of God jaj vj^{c} yeiris In presens of the lordis of counsaill comperit personalie Mr. James Donaldsone, procuratour, specialie constitute be this vnderwrettin assignatioune for Alexander, lord of Spynie, and gawe in the samyne subscryuit with his hand, desyreing the samyne to be insert and registrat in the buikis of consale, to haue the strenth of ane act and decreit in tyme to cum, and to remane *ad perpetuam rei memoriam* the quhilk desyre the saidis lordis thocht ressonable, and thairfoir hes ordanit, and ordanis the said assignatioune to be insert and registrat in the saidis buikis of consale, and hes interponit the strenth of thair decrete and authoritie thairto, to remane theirin *ad perpetuam rei memoriam* quhairoff the tenour followes Be it kend till all men be thir present letres me, Alexander, lord of Spynie, cessioner and assignay vndermentionat, fforsamekile as Patrik, lord Drummond, vmquhile Robert Drummond of Carnok, Dauid, commendater of Dryburcht, and vmquhile Robert Erskyne fear of Dwn, be virtue of thair letres obligatouris of the dait the thrid day of December, the yeir of God jaj v^{c} lxxx thrie yeiris, registrat in the buikis of secreit consale vpone the tuentie tua day of that samyne moneth, haueing becum actit, bundin, and oblist coniunctlie, ilk ane for thair awin pairttis, as cautioneris and souerteis for Adame, commendater of Cambuskynneth, that he suld depairt furth of the realmes of Scotland, Ingland, and Ireland within the space of threttie dayes nixt eftir the dait foirsaid of the said obligatioune, and to haue remanit in the pairttis beyond sea, according to our souerane lordis licence grantit be his maiestie to the said Adam, commendater foirsaid thairvpone, and onnawayes to haue returnit during the space contenit in that samyn licence within this realme, or quhill his hienes speciall licence suld be obtenit to that effect wnder the pane of ten thousand pundis money of this realme, lyk as the said Adame, commendater foirsaid, be vertew of the said reregistrat obligatioune oblist him, his airis, executouris and assignais; to freithe, releve, and keip skaythles his saidis cautionaris of the pre-

misses, and of all pane and danger that they suld happin to incure thairthrow, as the said registrat obligatioune maid thairvpone at mair lenth proportis Trew it is that sensyne, vpone the sextine day of Nouember, the yeir of God jaj v^{c} lxxx foure yeiris, Johnne, erle of Mvintrois, lord Grahame now chancellare, and then thesaurer to his maiestie, obtenit ane decrete befoir the loirdis of secreit consale aganis the said vmquhile Robert Erskin, than fear of Dwn, decerning him as ane of the cautioneris foirsaid, to mak payment of his pairt of the said sowme of ten thousand pundis, extending the samyne his pairt thairof to twa thousand and fywe hundreth pundis, to the said theasurer in his maiesties name, conforme to the said obligatioune and act of cautionarie foirsaid, as the said decrete gevin thairvpone lykwayes at mair lenth beiris, quhairthrow in the said Adame, commendateris default, the said vmquhile Robert Erskin wes compellit to pay the said sowme obtenit aganis him to the said lord theasurer for the tyme, in respect quhairof the said vmquhile Robert Erskyne be vertew of his speciall assignatioune, subscryuit with his hand off the dait at Edinburght the threttene day of Marche, the yeir of God jaj v^{c} lxxx aucht yeires, for the causes thairin contenit, maid and constitut me and my airis his lauchfull and irreuocable cessioners, assignais and procuratouris *in rem suam* in and to the saidis letres obligatouris tuicheing the releif foirsaid, contenit thairintill for the said vmquhile Robert Erskyne's pairt aganis the said Adame, commendater foirsaid, for paymente of the said twa thousand and fywe hundreth pundis, and in and to the said decrete interponit thairto, with all actione and executioune that micht follow thairvpone, with power grantit to me to dispone vpon the samyn at my plesour, as the said assignatioune maid to me thairvpone at mair lenth proportis; Thairfoir and for the luif and favour that I beir to Johne Erskyne, now of Dwn, and vther guid causes moveing me heirto, to have assignit, transferret, and disponit, lyk as be the tennour heirof, I the said Alexander, lord of Spynie assignes, transferris, and disponis fra me, my airis, executouris, and all vtheris, myne assignais and donatouris quhatsumeuer, all and haill the said assignatioune maid to me and my foirsaidis, be the said vmquhile Robert Erskyne, fear of Dwn, in and to the saidis first letres obligatouris, tuicheing the releif aboue mentionat thairin contenit for his pairt, aganes the said Adame, commendater foirsaid, for payment of the said sowme of twa thousand and fywe hundreth pundis, with the hail contentis thair-

of, and the saidis letres obligatouris, decreit of registratioune interponit thairto, vther decreit aboue mentionat, and haill contentis thairof, togider with all richt, titill, actione, and executione competent or that may be competent to me or my foirsaidis, be vertue of that samyn assignatioune and richtis foirsaidis, contenit thairin, aganis the said Adame, commendater of Cambuskynneth, his airis, executouris and successouris, or ony of thame, for payment of the said twa thousand fywe hundreth pundis or for releif thairof aboue specifeit, with all that has followit or may follow thairvpone Turneand and transferrand fra me and my foirsaidis the samyne in the persone and fauoris of the said Johne Erskyne, now of Dwne, and his foirsaidis [etc.] In witnessing of the quhilkis I haue subscryuit thir presentis with my hand, wrettin in the body thairof be Patrik Donaldsone, brother to Mr. James Donaldsone, aduocat at Edinburght, the threttene day of August, the yeir of God jaj and sex hundreth yeiris, beffoir thir witnesses Mr. Stewin Wilsone, aduocat, Mr. Patrik Lyndsay, my seruitour, Capitane Andro Stewart, and Mr. Johne Raitt seruitouris, Schir Dauid Lyndsay of Edzell knycht, and the said Mr. Patrik Donaldsone, sic subscribitur Spynie. Mr. Stewin Wilsone witnes, Mr. Patrik Lyndsay witnes, C. Andro Stewart witness, Mr Johne Raitt witnes, Mr Patrik Donaldsone witnes. Extractum de libro actorum per me,

Joannes Skene,
Clericus Regis.

LVII.

JAMES VI. TO THE PRESBYTERY OF MEARNS—4TH APRIL, 1603.

Trustie freindis we greit yow hartle weill, ye sall wit we have thocht guid and expedient that Mr. Alexander Forbes, ane of your nvmber, sall accompangnie ws towardis London, God willing, to attend vpon our seruice thair, with certane vther of the brethren appointed to the sam effect, and likewise to receave from ws bak agane, directions to the commissionaris of the generall assemblie, for preseruing of peace and vnitie in the kirk, quhairof we ar maist desyrous as ye have found ever heirtofoir be experience, Quhairfoir we will yow and commandes that ye provyde his kirk of Fetterkairne with ane of the brethren of your presbitrie quha

may best and maist conveniently serue to his returning in all poyntis of the ministrie, and this faill not to do, as ye will do ws acceptabill seruice. At Halyrudhouss the fourt of Apryl, 1603.

James R.

To our trusty freindis
the ministeris of the presbiterie of the Mernis.

LVIII.

ASSIGNATION BY MRS. AGNES OGILVY, LADY LOGY, IN FAVOUR OF DAME MAGDALEN HALIBURTON, LADY CARNEGIE—8TH JANUARY, 1614.

Be it kend till all men be thir presentis, me maistres Agnes Ogillvey, Ladey Logey, fforsamekill as Allexander Erskyne of Dwn, with consent of Johnne Erskyne, minister at Eglesgreig, tutour, and the said Johnne for him selff as tutour foirsaid, hes at the making of thir presentis bund and obleist thame selffis nocht onlie to delyver to me yeirlie, and ilk yeir during all the dayes of my lyftyme, all and haill guid and suffecient wictuall owt of the Mains of Dwn, bot also to caus

tennentis and occupeyaris of the saidis Mainis of Dwn presentlie to be cum actit and obleist to delyver to me the foirsaid wictuall yeirlie, and ilk yeir betuix Yuill and Candelmes, for my honest sustentatioun during all the dayes of my lyftyme as said is, Thairfoir haue gevin, grantit, and disponit, as be thir presentis I the saidis maistres Agnes freilie gevis, grantis, and dispones fra me all and haill my lyfrent richt of all and haill the quarter landis of Balwyllow, presentlie occupeyat be Dauid Wood, and all and haill the halff landis of Gleskenno, presentlie occupeyat be Thomas and Jonat Robertsones thair, all lyand within the barronie of Dwn and parochin thairoff, and shirefdome of Forfar, to and in faworis of Dame Magdalen Heleburtone, spous to Sir Johnne Carnegy of Athie, knycht, lyfrentar of the said Mains of Dwn, and the saidis Sir Johnne for his entres; Lykas I obleiss me presentlie to enter and posess the said Dame Magdalen and hir said spous for his entres to the peceable possessioun of the saidis quarter landis of Balwyllow and halff landis of Gleskenno, to be occupayat, vsit, and possessit be thame, their

tennentis or servandis in their names, during my lyftyme as said is, with power to them vplift and resaue the fermes and deweteis theiroff, this crope jaj vi^{c} and fourtein yeiris, and swa furth to contenow yeirlie and ilk yeir during all the dayes of my lyftyme Lykas I the said maistres Agnes be thir presentis renunces, resignis, and simpliciter owergevis to the saidis Dame Magdalen and hir said spous ffor his entres, my foirsaid lyfrent richt off all and haill the foirsaidis quarter landis of Balwyllo, and halff landis of Gleskenno with the pertinentis as is occupeyat be the foirsaidis persones, with all richt, tytill of richt, clame, properte, possessioun, petitour or possessour, quhilk I haid, hes, or onewyes may haue as lyfrenter foirsaid to the foirsaid landis, bott denudis my selff thairfra as lyfrenter thairoff for euer And lykwyes I the saidis maistres Agnes obleiss me my airis and executouris to warrand this present dispositioun and renunciatioun guid and suffecient to the saidis Dame Magdalen and hir said spous, in meist ample forme of warandyce, in forme as said is, and aganis all deidlie as law will And for that effect I consent thir presentis be registrat in the buikis of counsall and sessioun, to resaue executioun of poynding, warding, and horning, all to pas vpoune ane single chairge of sex dayes onlie, and for this effect constitutis procuratouris *promittens de rato* In witnes of the quhilkis I haue subscribit thir presentis with my hand as followes, att Logie the aucht day off Januar jaj vi^{c} and fourtein yeiris, befoir thir witness, Patrik Bruice in Mylhill, Thomas Myln in Logey, and Johnne Myln his sone.

Agnis Ogillvie with my hand.

Patrick Bruce, witnes.
Thomas Myln, witnes.

LIX.

THE PRIVY COUNCIL OF SCOTLAND, TO THE LAIRD OF DUN—31st August, 1627.

After our very heartilie commendationis, we wrote vnto you latelie concerning the warre quhilk his maiestie hes vndertane against the Frenshe king, and quhairin we craved to be resolved be you quhat number of

persouns you would be able to furnishe for the furtherance and advancement of his maiesties service, quhairin his maiesties honnour and credit is so farre ingadged, but as yitt we have ressaved na ansuer worthie to be returned to his maiestie, and thairfoir these ar of new to requeist and desyre you to send in to the burgh of Edinburgh, betuixt and the xx day of September nixt, suche number of persouns as you may furnishe in this mater, and thair delyver thame to the Erle of Mortoun and his officiaris, who will be thair readie to attend and ressave thame, and that thay be persounes of good vigour and abilitie of bodie, and not of these quho are in the commoun rolls for the service of the king of Denmarke; And looking that you will not be failing to his maiestie in this so important a caus, seing at that tyme we must give an accompt to his maiestie of everie man's caraage in this bussines We committ you to God, from Halryrudhous the last day of August 1627.

Your verie good freinds,
Geo. Cancell[s].
Wintoun
Linlithgow
Hadinton

To our right traist freind
the laird of Dune.

LX.

WARRANT, CHARLES I. TO THE LAIRD OF DUN, FOR EXPORTING VICTUAL.

Precept for exporting 80 chalders victuall. Dunne.

Charles R. Our pleasure is that for good and considerable causes knowen vnto vs, ye licence and permitt our trustie and welbeloued Alexander Erskein of Dunne, his chamberlanes and others hauing his power, to transport from that our kingdome to any part or port within our domyniones the quantitie of so much victuall of wheate, barley, and oattes . . . belonging vnto him as shall amounte to fourscoir chalders or thereaboutes, he paying vnto vs such custome for the same as hath been accustomed to be payed in cases of the like nature, and that none of you attempt or tak in hand directlie or indirectlie to hinder or stay him or

them from doing thereof, but that this our licence may be effectual vnto them vntill the first day of October next ensueing, and for your so doing, these presents shalbe vnto you and euerie of you a sufficient warrant and discharg Giuen at our court at Whitthall the 30 of March 1631.

To our right trustie and right welbeloued cousin and counsellour, and to our right trustie and welbeloued counsellour the Earle of Morton, our treasurer, and the Lord Traquhair, our depute treasurer, and to all our customers, fermoures, searchers, and all other our officers whatsoeuer or wheresoeuer in our kingdome of Scotland, whom these presents do or may concerne.

LXI.

THE KINGS MAIESTIES WARRAND FOR RESERVING THE LAIRD OFF DUNS TACK OF THE CUSTOMS OF MONTROSE, OUT AMONGST THE GENERAL TACKS OF THIS KINGDOME.

Charles R. It is our will that yow cause except, and reserue out of the generall tak of the customes and impostis to be sett to whatsumever persone or persones the taks of the custoomes of Montrose with the commission for ressaweing the impostis ther already sett be ws to the laird of Dun, for the spaice and dewtie contenit thairin, whairfor thir presentis which we requyre you to be registrat in the buikis of Exequer shalbe vnto you, and every of you ane sufficient warrand.

Giwin att Halyrudhous xviii Nouembir 1641.

LXII.

LETTER FROM THE EARL OF MAR, AND OTHERS, UNADDRESSED, BUT PROBABLY TO BISHOP ROSE OF EDINBURGH.

London, March the 21st, 1712-13.

My Lord. Upon our arrival here, several of our English friends, to whom we are very much beholden for their zealous and hearty concurrence with us last Session of Parliament in procuring some ease and

indulgence to our brethren of the Episcopal persuasion in Scotland, were very desirous to have a true account of the behaviour of our Clergy since the toleration that was lately granted them. The enemies of the Church of England here, who are much alarm'd at any countenance that is shown to the Episcopal party in Scotland, and who are indefatigable in their endeavours to keep us still under the hatches, have no other game left for obstructing the good intentions both of the Queen and Parliament towards those of the Episcopal Communion, but to represent us all, both Clergy and Laity as enemies to the present Government. For that end they proclaim it aloud in all places, that the dissatisfaction of our Episcopal Clergy with the present Constitution is so open and avowed, that not only have they declined to take the oaths, as the act of toleration requires, but that most of them refuse even to pray for the Queen, who has been graciously pleas'd to take them under her immediate protection.

We could not well deny, my Lord, the truth of this fact, in reference to but too many of the Episcopal Ministers, who refuse this compliance of naming the Queen in their publick prayers. And our friends here are under no small concern to find that there is so much ground for this accusation of our enemies. They are apprehensive that this nicety of our Clergy may be of more fatal consequence than we are aware of, and wish it may not prove a means to undo all the steps that have been taken to revive the Episcopal interest among us. They say, therefore, that it highly concerns every one that wishes well to that interest, to bestir themselves with activity in removing this obstacle, which our own people, not our enemies, have thrown in the way of restoring us to the free and full exercise of our religious worship, upon a more sure and lasting foundation than ever. We have at present all the advantages we can desire: a Queen whose heart is intirely with us; a Ministry, who are tied by interest and affection to support us; a Parliament, which will readily concur in any law for our protection; and moreover, a near prospect of peace, which secures us against the usuall threats of our enemies, of raising intestine commotions and seditions, in case the Government should think fit to shew us any favour or indulgence.

All these things considered, it seems to be wholly in our own power to do our own business; that is to procure to ourselves, and our posterity, a freedom to worship God after the way of our fathers, and to have a

succession of Pastors continued among us, who may have a lawful vocation and authority to exercise that holy function. It were therefore to be wished, that such of our Episcopal Clergy as make difficulty to name the Queen in their prayers, would seriously consider and reflect upon the consequence that this their scrupulous behaviour may have with respect to the Episcopal Church in general. And if it is realy matter of conscience with them, they ought to be very cautious not to extend their scruples to too great a nicety, in so critical a juncture, where the interest of the Church, and the advancement of religion in general, is so greatly concern'd.

If therefore it be no sin to pray for her Majesty by the name of Queen, as certainly it is not, there can hardly be any excuse for those who refuse to do it merely out of humour or interest, if any such there be who refuse to pray for her Majesty because they have not done it hitherto, or because such a compliance will no ways turn to their own private advantage. How do they know, but their compliance in this point may not only procure them the protection of the Government, but likewise may be of greater advantage to them in other respects than they at present apprehend? But where the interest of the Church lies at stake, it is to be hoped that none who have devoted themselves to the service of the altar, are so worldly minded, as to prefer their own humour and interest to the great concern of religion, but will look upon it to be their indispensable duty to do all that in them lies to procure to themselves a free exercise of their pastoral function, and to their fellow Christians a freedom and security to meet and assemble together for religious worship.

This is what they may obtain at present, if by this easy complyance they would show to the world that they are not disaffected to the present Government, as their enemies give out. Whilst the Presbyterians have success in spreading these rumours here, by making people believe that our Episcopal Ministers are disaffected to the Queen and Government, it is impossible that we can succeed in our weak endeavours for the Church. It cannot be expected, that the Queen will grant her protection to those that will not so much as pray for her; it is what her Ministry cannot have the face to ask of her. And no man dare stand up in Parliament to speak in behalf of persons who refuse this slender submission to the Government. And in order to destroy these reports,

industriously spread abroad by the enemies of our Church, and to stop their mouths for ever, it is thought absolutely necessary by our friends here in England, that our Clergy should immediately send up an address, to testify their affection to her Majesty's person and Government. We send you herewith a copy of one, which has been maturely considered, and which 'tis thought will do our Clergy very great service with the Church of England.

My Lord, we know your Lordship's hearty zeal and affection for the cause of the Church; and therefore it is that we give your Lordship this trouble the more freely; beseeching you earnestly to represent all these consequences which we have here laid before you, to such of our Episcopal Ministers as refuse to pray for the Queen in their congregations. And we hope that your Lordship's serious exhortation to them, will have such influence as to make them lay this weighty matter to heart, and to reflect seriously on the consequences they are like to draw on themselves, and the Church of which they are Pastors, before it be too late.

My Lord, there is no time to be lost in this matter, because the Parliament will certainly meet next week; and our enemies are prepared to make violent attacks on us on the head of our clergy's disaffection. But if they come into this compliance, of praying for the Queen, and send us up this address speedily, we do not doubt but we shall be able to defend them.

We are, my Lord, with great respect,

Your lordship's most obedient humble servants,

Alexander Areskine Lyon	Mar
Hugh Paterson	Eglintoune
George Lockhart	Balmerino
James Murray	Linlithgow
John Carnegy	Kilsyth
Alexander M'Kenzie	Northesk
Al. Cuming	
Ja. Murray	

APPENDIX TO THE DUN PAPERS.

[The four following numbers do not strictly fall under the title of the present selection, but as some of them bear to be from the pen of the Superintendant and his contemporaries, and all serve to illustrate the tone of mind of the period, they are added as an Appendix to the Papers in question. They have been selected from a MSS. volume in the handwriting of the period in the Library of Lord Panmure.]

I.

ANE LETTER WRETTIN TO THE QUEINIS GRACE AND REGENT, BE THE PROFESSOURIS OF CHRISTIS EWANGELL, IN THE REALME OF SCOTLAND—6TH MAY, 1559.

In greif and troubill of our myndis, maist excellent princess, we ar constrainit to writ wnto your maiestie, traisting in your gudnes that ye will patientlie suffer the vordis powrit fra the ground of our wexit hertis, ffor our haill expectatioun and howp wes that God sould mak your grace that instrument to set up and menten his word and trew wirschiping, to be ane defence of his pvir flok and congregation, and the downputting of all idolatre, abhominatioun, and superstitioun in this realme, in the quhilk we dyd grytlie reioyss, bot now allace frustret of our howp to our greit hewines, we find the contrair, our lycht is changeit in myrknes, our myrth and joy in sorow and weping; ffor your letters proclamationis, and the wordis dalie pronuncit of your awin mowthe, dois altogidder mak for the downputting of Godis gloir, his wird, and trew wirschiping, and to menten and to authoreis the idolatrie and abhominatioun of the Roman Antichrist; yit nochtwithstanding for sindry causes we ar mowit to writ vnto your grace alsweill of sum esperance of our auld howp toward you, as according to our dewtye, to confess our Lord and God in the presens of princes, and nocht to be eschamit.

Madame, ye aucht to considder how that ye ar ane minister and ser-

uand to God, and hes resauit of him ane office and ministratioun of ane kingdome temporall, quhairin ye sould tak diligent heid to do that is your dewitie, and that ye command nothing to be dwn contrair the will of God expressit in his word. Tak heid that ye pas nocht the limittis and boundis of your awin office, nother entyr be impir in Christis kingdome vsurpeand forther powr vntò you nor he hes gewin, ffor thocht all kingdomes bayth temporall and spirituall pertenis to God, yit hes God distributit the ministerie diuerslye, that is the temporall kingdomes in the gouerment of mortell men, and makis thame princes of the erthe, for the mentenance of commown welthis and ciwill polaceis. Bot the gouerment of the spirituall and hewinlie kingdome, the kirk of God we mein, he hes onlie committit to his sone Christ, ffor he is the heid thairoff, all wther ar her memberis vnder him. Howbeit thair be diuerss officeis and sindrie giftis to be ministerit to sindry personis, according to the messour of the gift of Christ, yit thai altogidder ar memberis of Christis bodie, he onlie beand heid and king of that kingdome. Sa vnderstand yourself maist nobill princess in Christis kingdome to be ane seruand and na quein, hawand na preheminence nor authoritie aboue the kyrk, or onye power in that kingdome, to oppin your woce to command onye wther thing nor Christ hes techeit, ffor that kingdome as sayis Sanct James hes bot ane law gewar. Be war thairfor that ye tak na authoritie wpone you abwe the kirk of Christ, for than seik ye to be equall with him quha can hef na merrowis. It is knawin quhat come of the angellis for thair prowd consal, and alss of our father Adam, that he could nocht be content of the chefflye estat quhairin he wes created, bot clymand in equalitie with God, fell in the deip pyt of all miserie The prowd Pharo that tyranfullie wsurpit the impir abwe the pepill of God, wes brocht to distructioun Nebuchvdonozer for his prid that did nocht humblie him self vnder the hyest, and wes cassin from his impire as ane bast Sanaherib bostand himself to hef power abowe the kingdome of God as abowe wther kingdomes endit miserable The wickit Antheocus and his tyrannye wsit wpone the kirk of God is to be rememberit, and als the end of all impiris that maid battell or vsurpit power aganis the kirk of God. Be thir exempillis we wald your grace suld keip you within the boundis of your awin wocatioun, exerceand iustlie the authoritie temporall gewin to your maiestie, and suffer Christ trewlie be his word to rewill his awin kingdome. Draw bak agane syk letters and directionis as inhibitis the messingeris of

God send be him to schaw thair message. Ye may nocht cloyss the handis of God, nother may he stop his mowthe that he sall not speik, nother may ye afront the personis be quhome he suld speik, he will speik quhen he will and be quhom he will. He hes spokin sumtyme be voce, na forme sen, sumtyme be vemen, sumtyme be privat personis without onye ordinarie vocatioun, and sumtyme be Baalams ass. We suld nocht lwik on the person that speikis bot vpon the thing that is spokin, and gif it be Godis word that is spokin, we aucht to heir and resawe it, howbeit that the person that speikis hef na ordinarie wocatioun, ffor howbeit God hes apointit in the kirk ordinarie wocatioun to continew, yit is he nocht hymself sa astrikit thairvnto, bot he may and dois send oft tymes personis callit be hymself extraordinarlie, and that hapins mast commonlie quhen the ordinarie ministeris ar corrupt. Bot madam, our ministeris that ye hef inhebet ar send of God, the quhilk is manifest in that thai speik na thing bot the wordis of God, and als thai ar ordinarlie callit according to the ordour that is requirit in the Scripturis of God, sa thai being send of God and ordinarlie callit to Christis ministerrye, we may nocht despyss tham nor forsaik tham, bot aucht to resawe tham, heire tham and assist tham, ffor Christ dois compt thai thingis dwn to his ministeris, quhidder it be ewill or gud, to be dwn to hym self. Heirfor your grace suld be war that ye command nocht tham to keip sylence that God hes send to speik, and that ye forbid nocht men to heyr and resawe thame that God hes commandit to be hard and resawit; ffor gif ye do vtherwais, and mak ordinance aganis the word of God, ye will provok his wrayth, and we of necessitie man disobey your ordinance, for God in vs aucht to hefe the first place; we suld knaw him to be our God, and his gloir to be gevin to nane wther; we ar techeit to knaw the difference betwix God and Cesar, and gif euerye ane of tham thair dewtye, to Cesar that pertenis to him, and to God that pertenis to hym; your grace wald nocht think the excuses ressonable of ane subiect manifestlie transgressand your commandiment and law, allegand that his master did swa command him; in lykwayis na excuss ressonablie can we hef befor our God, gyf for princeis command we breik his ordinance The apostlis techeis ws to obey God befor men The midwyfis of Egypt ar commendit, and God blissit thame becaus thai regardit nocht the kingis commandiment, bot preservit alive the infantis of Israell The parentis of Moyses ar commendit in his preservation, and that thai regardit nocht the kingis com-

mandment Rahab of Jerico is magnifiet for resawing of the speyis contrair the kingis commandement Tobias obserwit the lawis of God, dispysit the kingis commandiment, sufferit truble thairfor, and is with all men extollit The children that wer put in the owne contempnit the kingis commandiment, (Nabuchvdonozars) wald not kneill befoir the image, and sa did Daniell in praying to God Eleazer and the wedow with her sewin sonis refusit to obey the kingis commandment, and sufferit deyd thairfor The prophetis and the apostlis, and all the marteris did disobei the commandimentis of imperouris and princeis, sufferand turment maist constantlie, to their eternall commendatioun, quhais exempill we aucht to follow, deand that thing quhilk God commandis, and nocht turn thairfra for the commandiment or thratning of onye creatour. This constant and stabill serving of God aucht ye to nureis in vs your subiectis; bot gif ye misvse your authoritie, compelland men to turne frome thair Lord God, be suire thair blud will be requerit of your handis. We persaue the craft of our inimeis quhilk labouris that your grace suld command thingis iniust, that we disobeing the sam according as we ar commandit of God, that thai may cry owt wpon us as disobeyaris of the authoritie, seditious personis, and trubleris of the commownwelth; bot this name is nocht of new gewin to the trew memberis of Christis kirk. Amos the prophet wes callit be Amazia the prest to be ane sedutious persone, and maker of the peopill to rebell aganis the king The prophet Jeremie wes sa reput The cite of Jerusalem quhilk wes the citie of God, wes callit ane cite of seditioun, and rebellious aganis kyngis Eleas the propheit wes callit the trubler of Israell The apostlis were callit troubleris of the warld, and this name your grace hes in your mowthe be tham quha ar the wery trubleris of commonwelthie, and the downputteris of all princeis authoritie, be thair falss vsurpit jurisdictioun. Madame, be nocht dissawit be that leand sprit in the mowthe of thair falss prophetis, nor corrupt in your judgement to vsurp in you forthir power na God hes gewin, nor persecuyt the sanctis, bot be your authorite set fordwardis the glorie of God, menten his kyrk in the awin libertye, and donthring all abhominatioun and papistre; the quhilk mast humblie we your pwir subiectis besekis your grace to do, heffand pitte wpone ws that dois seik the glorie of God, and your grace trew obedience It wer ane thing mast lamentable to rays wp fra our God, and gif ws to be deuorit in the mowthis of our inimeis, quhais wikednes is mekill to suffyr,

bot to menten the same is sa greit vngodlines that we with taris callis vpone God to preserue your grace thairfra. Nocht trubbling your grace with langer litter, we ar pressed to confess, and to mak manifest wnto your maiestie that we be the help of our God will pas fordward in his vay that we haif begwn, his ministeris and word we can nocht refuss, bot resawe and assist at our poweris according to his commandiment, and euir denyis to june ws agane wnto the abhominationis quhilk we hef forsakin, thocht all the poweris of the erthe will command the contrair, ffor God is to be fearit and obeyit abuf men; bot maist humblie in all obedience detfull to your maiestie, in peace, in weyre, in bodye, in guidnes and landis, we submit ws, sa that nathing sall want on our pairt that pertenis to your grace, quhairof ye haif had experience in tymes past, and sall haif in all tymes cmming; thir our letter resaue in guid pairt althocht it be nocht sa reuerendly and discretffully wrettin as effeiris; in that case be mercifull and gud to ws, and imput the sam to the greif and uexatioun of our hertis, that sufferit ws nocht to mesour and ordour our wordis as apertenyt your Exellencie; prayand the eternall God to instruct, strang, and leid your grace be his spreit in that way that is pleasand to him Writyn the saxt of Maij the yeir of God 1559.

Your humble and obedient subiectis,
professouris of Christis ewangell,
[John Erskyne, superintendent
of Mernis and Anguss.][1]

II.

ANE EPISTILL WRETTIN TO ANE FAYTHFULL BROTHER, BE JOHNE ERSKYNE OF DWNE—13TH DECEMBER, 1571.

According to your desyre, belouit brother, I have wrettin my iudgement as followis in thai heidis, spokin betuix ws in our last

[1] The signature is in a different style of writing from the body of the letter. It is not, however, in Erskine's handwriting, but seems to have been added at an after period by some person who had collated the transcript with the original document, as various corrections occur throughout the letter, which appear to have been made by the person who added the signature, although it is not easy to speak with confidence on this point, from the very scanty means afforded of making a comparison.

conference concerning the kirk of God, prayand you to accept it in guid pairt, in respect of the treuthe thairin continit, and the guid will of the wrettar, thocht ye find nocht the style of ane oratour. Sa fair ye weill in the Lord, of Leithe the xiii of December, 1571.

Of the Kirk of God.

The kirk of God is a thing moist precious in his sycht, he luffis it as he dois luf his onlie Sone, and with ane perpetuall luf dois he luf it. He did creat all thingis for it, and in fauouris of it dois ordour all thingis. The hewinlie oistis serwis it, the earth and elementis ministeris wnto it. The offices and powers of the varld ar appointit for it, and the angellis of God serwis to the confort of it. The kirk of God hes the honour and preeminence abowe all thingis, it is fre abowe all creatouris, and all thingis ar subdewit wnto it. It is the bodie of Christ and spous of the Almychtie. It is the inheritance of the Lord, his proper possessioun and kingdome. It is the citie and habitatione quhairin the Lord delytis to duell. In it is reposit and continit the hewinly treasour. In it is lycht without mirknes, joy without hewines, and peace without inquietatioune: all thingis in it ar perfyt, and the glorie of it induris for euer. To be participant of this kirk is mair to be estemit than all the riches, glorie, and honour of the warld. This kirk is the congregatioun of the faithfull, quhome God of his mercie hes chossin in his sone Christ to be partakeris of his glorie. This kirk he hes purifeit in the bluid of his deir sone. This kirk he hes illuminat be his Holy Spreit. This kirk he hes redemit fra all seruitud. This kirk he hes iustifeit, and sanctifeit, and opint to it the trew knawleg of himself. In this kirk God regnnes. This kirk he governis, preserwes, and defendis: he fechtis agains the inemeis of it, and destroyis all power that seikis the hurt of it. To this kirk God hes geffin his eternall word. To this kirk he hes giffin the giftis of his Holie Spreit, and to this kirk hes he giffin the ministratioun of the hewinlie mistereis, be the quhilk ministry he quickins the dede, regeneratis his elect, and nwrisis his faythfull. It is the power of God to work saluatioun. It is the wisdome of God expelling ignorance. It is the iustice of God to execute death and damnatioun. Be this holie ministere of the kirk synnis ar remitit, men reconsilit to God and mayd sonnis and airis of the heast.

This holie ministerie is placed in the kirk as a mother to bring furth and to newris childring wnto God, of quhois fructfull wombe ar borne, and be hir breistis newrisit all the trew memberis of Christis kirk. Thir holie mistereis ar giffin in the handis of men to be ministrat, and men beris the name of that maist excellent power quhilk thai minister, in respect of the office jonit to the persone, and of that mynd dois the Apostill Pawll call him father of the Corinthians, efferming him self to haif begottin thame to Christ, and the lyk maner of speiche vses he to the Galatianis, quhair he sayis he trauellis in birthe, &c.; and of the same mening wrettis he to Philimon saying, that yow awist wnto me evin thi awin self. Sa the ministeris of the kirk, in respect of thair ministerie, ar compted parentis wnto that spirituall birthe, quhairby the childring of God ar regenerat and nowrisched. God hes sa appoyntit that he callis his elect wnto saluatioun be the ministere of men; and thairfor, sayis the Apostle, he hes committit wnto ws the wird of reconsiliatioun, now ar we abassatouris for Christ, as thocht God did beseik you throch ws. As God did send his apostles and proffettis in tyme past, sa sendis he presentlie and sall send wnto the last day his messingeris, ministeris of his holie ewangell, for the confort and newrischement of his kirk, as it is writtin, he gaif sum to be apostles, and sum prophetis, and sum ewangelists, and sum pastouris and techerrs, for the gathering togither of the sanctis, for the wark of the ministerie, and for the edificatioun of the bodie of Christ, till we all met togither in the vnitie of faithe and knawlege of the sone of God, grow vnto the perfyt man, and wnto the mesour of the aige of the fulnes of Christ. Be the handis of men callit to the ministratione of the holie mistereis is all perfectione and confort wrocht of God to his people. Thairfor thai ar callit the licht of the warld and the salt of the earthe, for without the ministere nothing can be amangis men bot mirknes and corruptioun. To thame is giffin the keyis of the kingdome of hewin, to oppin, to steik, to bind, to louss, to remit and reteine synnes: he that heiris thame heiris Christ: he that despissis tham despyses Christ. As thai offices ar maist honorable, sa ar thai most necessar, for God wirkis the full saluatione of man be His Spreit in that holie ministerie, and thairfor the Apostle callis it the ministratione of the spreit of rychteousnes, of lyf and saluatione. Quhowbeit that all faythfull personis ar memberis of the kirk, yit all faythfull ar nocht placed in office of the holie ministerie, for as sais Paull, all ar nocht

appostles, all ar nocht techouris, but ewerie membre hes the awin office to the edifeing of the haill bodie. The trew and lyflie memberis of Christ, according to the giftis giffen to thame, servis the confort ane of ane wther to the profeit of all, and dependis maist diligentlie to resawe strenth and confort frome the handis of sic as ar placed in the holie ministerie. Quhowbeit all men confessis thame selfis memberis of the kirk, yit money thair be that beiris that name falslie; thai may be knawin be thair fructis. The trew memberis jonit to Christ be faithe, are jonit togither amange thame selfis be luff, as memberis of ane bodie, and with that as obedient childring dois reuerance and honour thair mother the holie kirk, souking furthe of hir breistis strenthe and euerlasting confort, bot the ipocritis quhilk ar nocht trew membres ar nother jonit to Christ be fayth, nother to thair brethren be luf, nor yit regairdis thair mother the holie ministerie, and schawis nother honour, reuerance, nor obedience thairto, bot rather in contemptione comparis thame selfis with thair mother, lichtening the ministerie and labouris to bring it into contempt, sic personis deservis of the mother to be declarit nocht to be hir childring. Thair be thre signes specialie, quhairbe men declaris thame selfis to dispice and conteme the ministerie of God. The first is the intrusing or placeing in that holie funcane men nocht qualifeit for the samin: the secund is the covetous intromissione inustlie with the patrimonie pertining to the ministerie: the third is the wnreuerent treating of thame placed in the ministerie. Off sic personis thair is no few number in theas our miserable dayis; bot leifing thame to the iudgement of the Lord, lat ws se quhat is the dewtie of the faithfull and trew memberis of the kirk, and press with all diligence thairto, as it is befoir rehersit, thai sowld be jonit togither in Christ be fayth, and nixt jonit togither amangis thame selfis be luff, and also to apply thair hail power with all diligence and solicitude to reuerence and honour thair mother the holie kirk, that scho may continew in all puritie and godlines, to the furth bringing and newrising of Godis elect; quhat is menit be our mother is befoir declarit, to wit the ministere of the holy mystereis quhilk God hes placed amangis ws, and giffin the ministratioun thairof wnto men, quha aucht and sowld be reuerenced, in respect of that excellent office giffin thame of God, the office and the minister ar sa jonit togither, that the on can nocht be honorit, and the wther contemit; in the ciuile policie we se greit difference betuix men, though all be membris

of a commone wealth, be reasone of offices resauit, be the quhilk offices men hes authoritie, power, and honour abowe wtheris; and sa is it in the kirk of God, for it is nocht onlie requerit the ewangell of Christ to be haid in estimatioun, bot also the ministeris thairof, sa lang as thai posses the office and trawellis faythfullie thairin; the same the Lord requeris, as it is writtin, fear the Lord with all thi saule, and honour his ministeris. In ane wther place, the elderis that rewle weill ar worthie of dowbill honour, maist specelie thai that labor in the vird and teching. In ane wther place we beseik you that ye knaw tham that labour amang you, and hes the owersycht of you, and giffis you exhortatione, and haif tham the moir in reuerance for thair warkis saik. Quhat honour the faythfull did wnto the prophetis, the apostles, and to sic as wer send of God, the Scriptour declaris to our instructioun to follow the same, and quhow the wngodlie contemnit tham, it is also wrettin that we may knaw the wickit in this aige be the lyk fructis. It is requirit of the faythfull in honoring the ministerie to be cairfull that the ministeris of holie and spirituall thingis be honestlie sustinit in thingis temporall, sa that nocht onlie thai haif all thingis necessar for thair awin sustentatioun, bot to help wtheris that hes neid, and that is the mynd of the apostle quhair he requeris a bischop, or ministere, to keip hospitalitie. It is to be obserwit quhow cairfull the eternal God wes of thame that he placed in the ministerie in the tyme of the auld testament, and how be lawis giffin be his awin mowthe he prowidit thair honest sustentatioun, as it is writtin at lenthe in the buikis of Moses, and also the peple in that tyme wer so veill willing and liberall, that they gaw abowe thai thingis appoyntit of God for sustentatioun of the preistis and Liwitis, thai [gaif] frelie and willinglie presentis of gold, syluer, and wther thingis, for the apperrall and orduring of the sanctuarie in sa greit abundance, that Moyses gaif the commandment, and causit it to be proclamit throchtout the oist, saying, se that nother man nor womane prepair ony mair vark for the sanctuarie, and so the people wer forbidding to bring, for the stuff they had wes sufficient for the work It is reid also in the dayis of Esekeyas, king of Juda, the ministere and all godlines being corruptit, he makis reformatioune, and amangis wther thingis he is specialie cairfull that the preistis and ministeris of the Lord be prowidit according to the law, and thairfor gaif commandement that the people suld liberalie bring in of thair substance for the sustentatioun of the Liwitis, the quhilk the people did

maist willinglie, and brocht abundance of all fruitis as corne, wyne, ole, hony, and the teindis of all thingis brocht thai, alsweill of cattell as wther fruitis of the erthe, that quhen the king vseit to se quhow the ministerie and Livitis wer sustinit, he fand sic abundance that aboue thair sustentatioun greit heipis of all thingis wes lying in stoir of the offering and presentis of the people. As the Lord ves cairfull of his ministeris in the spirituall functione in the former aiges, sa is he cairfull in thir letter dayis that his messingeris and ministeris want nothe thair honest sustentatioun, and the same he hes appointit be his wird in the New Testament, as it is writtin, the wark man is worthie of his meit or his reward.

Gif we saw unto you spirituall thingis, (sayis the apostle) is it a greit thing that we scheir your bodelie thingis; do ye nocht knaw quhow that thai that minister about the holie thingis, leif of the sacrifice; thai quhilk wat of the tempill ar pairtakers of the tempill, ewin so also did the Lord ordane that thai quhilk preich the ewangell, suld leif of the ewangell. In ane wther place, lat him that is taucht in the wird, minister wnto him that techit him in all guid thingis. Heir do we knaw the will of the Lord be his word, that his ministeris and messingeris suld be honestlie prowidit, and that be the rest of the memberis of the kirk. Quhow diligent the faythfull hes bein all tymes past to do the samin is manifest: it is writtin that the faythfull in Jerusalem, conwertit be the apostles doctrin, sauld their landis and possessionis, and laid the price thairof at the apostles feit Quhow cairfull and faythfull godlie men hes bein of the ministerie, (efter the dayis of the apostles) the rentis and possessionis giffin to the kirk be princes and vtheris dois testifie; bot quhen we compair the tymes past with this age, a greit defectione apperis at this present, for the maist pairt of men, specialie the gretest of the nobilitie haifing gretest rentis in possessione, and plaicet of God in maist hie honouris, ceasis nocht, maist wiolentlie blindit with awarice, to spoilye and draw to thame selfis the possessiones of the kirk; as vnnaturall childring thai raif the mat frome the mouthe of thair mother, and thairwith also dois dewoir the puir, perisand in necessitie, to quhome iustlie pertenis a portioun of the kirkis patrimonie. Thai may iustlie be callit spoilyearis, becaus that thai tak to thame that quhilk pertenis to wtheris, without all guid ordour, and aganis all lawis; yit to excuis thair wrange, and to colour thair iniquitie, will bost thame selfis to be of the kirk als weill as thai that ar placed in the ministerie, gifing no place nor prerogatione to

thame that beris office in the kirk abowe the rest of the memberis. Quhat wther woe is this than that quhilk wes pronounced of Corath, Dathan, and Aberame; for it is writtin that Corath, the sone of Izhar, the sone of Kohathe, the sone of Lewie, went a pairt with Dathan and Abiram the soneis of Eliab, and On the sone of Peleth, the sones of Rewben, and thai rais wp agans Moses, with certane of the childring of Israell, twa hundrith and fiftie capitanes of the assemblie, famous in the congregatioun, and men of renown, quha gatherit thame selfis togither agains Moses and agains Aron, and said wnto thame, ye tak to mwche wpone you seing all the congregatione is holie ewerie ane of thame, and the Lord is amang thame, quhairfor thane lift ye wp your selfis abowe the congregatioun of the Lord. Quhat punischement the Lord wrocht wpone thir proud rebellious personis is expressit be Moses, the erthe opint and swallowit thame wp with all thair famileis and gwidis, and thai discendit quick to hell. A man in humilitie to confes himself a member of the kirk, haifing a reuerent conseat of the holie ministerie (quhairbe he wes regenerat wnto God) is commendablie, bot a proud confessione to be of the kirk in contemptioun, or comparing with thame quhilk beiris spirituall cuir and office thairin, is maist damnabill, and cumis of ane hie presumptione, and schawis disobedience and rebellioun to God and his ordinance; to dispice the mysteris ministrat be thame, and to withdraw fra the ministeris the lewingis appointit for thair sustentatioune, is to labour to distroy the ministerie; and quhatsoeuir is giltie in sic doing may iustlie be compted ane ennime to God, and a destroyer of his kirk. Bot the faythfull serwandis of God, according to the rewle giffin be the holie scriptouris, dois honour the ministerie, and manteins thame to posses thair lewingis, and gif thai haif necessitie supportis thame with thair awin proper guidis, as Abdias did, quhilk sustenit in the dayis of trubill ane hundrith prophettis vpone his awin expensis. Thair is nothing moir requirit for the manteinance of the holie ministerie, and preseruatioun thairof in pwritie and perfectione, than to be cairfull that noo persone be placed in the spirituall functione bot sic men as ar qualifeit according to the word of God, for ther guid qualiteis is the certificatione of Gods concurrance with the owtward calling, for God giffis the giftis quhairvpone the kirk callis and admittis. Quhen godlie and weill qualifeit men ar placed in office, than is God glorefeit, and the peple instructit and edifeit; thair the lantrane of Godis word scheins, to the expelling of igno-

rance and supressing of synn; thair, Sathane is banisit, and God reyines as in his awin proper kingdome. The office of the ministerie is of God, appoyntit to the setting out of his glorie, and saluatione of the people. To put in office witious persones, hyrelingis, or men nocht qualifeit to discharge thair conscience, is to procure the dishonour of God, and damnatione of the people; and thairfor quhatsoeuer puttis in office or laboris to put in office men nocht qualifeit thairto, schawis thame selfis enemeis to God and to his kirk. In the primitiwe kirk, quhen men wer to be placed in the ministerie, it wes nocht done ryschelie nor subdandlie, bot with fasting and prayers vnto God, with the adwyes of the ministerie and of the haill congregatione. Men wer than chossin being of wisdome, learning, and of godlie conuersatione, and efter tryell and examinatione, thai wer admitit to the office with prayers and godlie admonitionis, and to haif the samin ordour obseruit at this present, the seruandis of God trawellis and laboris. Bot miserable is the estait of this tyme, quhairin men contemning all godlie counsall, will mak of bairnis, ignorantis, wngodlie, and witious personis, pastouris nocht onlie of ane kirk bot of mony, for na respect is haid to the edificatione and proffeit of the people, bot to the rent and proffeit of the benefice. Sa far as this rwil of awertie spread, that it is enterit in the hairtis of a greit pairt of the nobilitie, quha aucht according to thair dewitie menteine all godlie ordour. And to cower thair maist iniust procedingis, thai proceid be the authoritie of the king and the rycht of his patronage, quhowbeit the authoritie of the king may nocht iustlie serue to the breking of the ordour quhilk God hes appointit; for kingis regnne be God, and to that effect, that thai caus his will be fulfillit and obeyit; for authoritie is giffin to kingis, nocht to destroy bot edifie, nocht to brek guid ordour bot to caus guid ordour be keipit; bot the godlie appetyt of aweritious personis abusis the authoritie of the king, quhairby thai procure the wraith of God to cum wpone thame. Quhow can sic men sa schamefullie confes that thai ar memberis of the kirk, that sa manifestlie seikis the distructione of the kirk, and doun putting of the holie ministerie. In this sa weichtie a mater, quhairin consistis the saluatione of man, we may nocht regaird quhat the corruptione of man hes brocht in, in tymes past, nother quhat the effectiones of man now requeris, bot sould proceid with that ordour that the eternall God hes appoyntit in his vord, and esteme thame enimeis to God that withstandis the same. This is the ordour

quhilk we requeir to be obseruit in placeing of men in benefices quhatsumeuir, haifing thairto jonit the office of a pastour. First, we refer, according to the lawis, to the patrone the naming or presenting of the persone that sould be placed, quhowbeit we haif it be the Scriptouris and consuetud of the primitiwe kirk, that the congregatione namit the persone. The man being nemit or presented, than it is requirit that sic of the ministerie as hes commissione and cuir to exeme the persone namit, nocht priuatlie bot publictlie, be the adwyiss and counsall of the haill congregatione, of his conversatione, his fear to God, his lerning and doctrene; and he being fund qualifeit, he to be admitit and resauit be the ministerie foirsaid to the spirituall functioun, with the consent of the congregatione; for it is requerit that the pastouris of the kirk do all thingis concerning the publict efferis of the kirk with consent of the congregatione, and that the admissioun be publict, be impositione of handis be the pastouris, with admonitionis, fasting, and prayers passing befoir. This godlie ordour for preseruatione of the kirk in puritie, we wis of God that the prince, the maiestratis, and all people wald admit and authorise, and nocht repyne aganis the samin. Men aucht to be war quhat thai do in sa wechte a mater; it is nocht with men bot with the Lord that thai deil. The dewill is craftie, and blindis men in sic sort that thai se nocht the end of their procedingis. Thair is nothing sa odius to Sathan as is the ministerie of Christis ewangell, and the samin he labouris continewalie to put furth of the earthe, becaus it is the instrument of mennis saluatioun. And quhowbeit he can nocht persuad men to consent in expres termes to the extinguishing of the ewangell, yet does he craftelie mowe men to do the thingis quhilk tendis to the downe putting of the samin; as to despice the ministerie of God, to withhald fra thame the possessiones and profeitis quhairvpone thai sowld lewe, and to dispone the benefices and offices to men nocht qualifeit; and sum tyme Sathan will mowe men to be offendit quhen the treuth is spokin, and can nocht be satisfeit without the doctrene be qualifeit according to their corrupt effectionis. All thir thingis laboris the doun putting of the ministerie, thocht men be sa blindit that thai do nocht perceave quhat thair procedingis tendis to. Bot the Lord seis maist cleirlie, and opins the eine of his serwandis to se that greit corruptione, and to admoniss sic men to amend in tyme, befoir the terribill day of the Lordis wisitatione cum. The Lord hes ewer fochtin agains the enimeis of his kirk, nocht onlie

aganis sic as wes enimeis to his kirk, nocht professing his name, bot agains sic, as bering the name of the kirk, wer enimeis to the holie ministerie. Sa the kirk hes enimeis without and enimeis within, bot the Lord sall destroy them all, as he did the outwart enimeis of Israell, the Egiptianes, Babilonianis, and wtheris, and the houshald enimeis, quhilk war the Isrelletis that dispicet the ministerie of the prophetis. The scharp executione of Godis iustice in pwnisching the enimeis of his kirk is expressit in the Scriptor. The gret impyres alsweill as wther kingdomis, wer brocht to distructioun for vseing tirrannie agains the kirk of God, for sa hes the Lord promisit be his propheit Zacharie, saying, I will distroy all sic peple as cum agane Jerusalem. Men of power being wickit hes flurisit in the warld for a tym, but quhen thai strechit furthe thair hand agains the kirk of God and ministerie thairof, thai subdandlie fealit, and thair glorie perisit as did Herode the king. The Lord dois admonis all be his propheit King Dauid, saying, Tuiche nocht myn anointit, and do my prophetis no harm, &c.

III.

ANE SERMON VPONE THE IX. CHAPTER OF MATHEW, AT THE 37 AND 38 VERSES.

Mathe ix.—The harwest is great bot the labouraris ar few, quhairfoir pray to the Lord for the harwest, that he will send furth labouraris into his harwest.

In the halye scriptouris mentioun is maid of tuo spirituall harwests; the ane is presentlie be the ministratioun of the ewangell, quhairby men ar gadderit together in the barne of God, quhilk is his kirk, of the quhilk speikis Christ heir, and also into the fourt chaptour of Sanct John, saying thair, lyft wp your eyne and luk on the regiones for thai ar quhyt alredy vnto the harwest; the other harwest is at the last day, quhen the elect of God salbe gatherit together into the hewinlie kingdome, quhairof sayis Christ, lat thame baithe grow together onto the tyme of harwest &c. The harvest is the end of the warld, the sonne of man sall send furth his angellis, and thai sall gadder out of his kingdome all thingis that offend, and thame quhilk do iniquitie; the latter day is callit har-

west, nocht onlie that the popill at that tyme salbe separat from the quhyt, bot also in respect that the seruandis of God at that tyme sall ressaif the fruite of thair labouris. Sic phras of speking is wsit in the scriptouris, as it is writtin, quhatsoeuer a man sawes that sall he scheir, for he that sawes in the flesche, sall of the flesch scheir corruptione, bot he that sawis in the spreit, sall of the spreit scheir euerlasting lyf; thay that sawis with teiris, sall scheir with glaidnes. Quhen thai went furth to saw thay went weping, taking with thame thair seid coddis, bot quhen they sall cum agane, thai sall cum vith greit joye, bringand thair handis full of corne. Be sawing ye sall wnderstand the travellis, the labouris, croce, and trublis that the seruandis of God hes in this lyf in setting furthe the glorie of God, and be scheiring, the gloriws and blissit rest that the serwandis of God is to resaif at the last day is to be onderstande; bot at this present ve cas to spak of this last harwest, and will labour to set furth the mynd of Chryst of the first harwest, quhairof he hes spokin heir.

'The harwest is greit, &c.

It is writtin immediatlie befoir thir wordis, that Christ luiking on the multitude, he had compassione on thame, becaus thai war dissparcit and scatterit as scheip, haweing na scheippeird. Heir it is to be considderit the greit luif that Christ bearis onto his pepill, and the greit cair that he hes taken on thame in all egis, appointing pastouris ower tham to gide thame, confort thame, and feid thame with his maist blissit word, in the quhilk consistis the lyf and saluatione of man, for without that word can nathing be in man bot ignorance and deaithe; Christ the greit pastour of the scheip vas cairfull of his flok, bot the other pastouris appointed onder him become negligent and sleuthfull; thai regardit nocht Christis flok, thay pitieth thame nocht, bot did dispys thame, feding thame selues; and onli caring for thair awin temporall commoditie, was full of ambitione, aurice, and all vickednes, as it is written, Thair wache men ar all blynd, they haif na knawleg, thay ar all dume doggis, thai can nocht bark, thay lye sleiping, and delyt in sleping, and as gredy doggis can neuer haif aneuche. Thay can nocht onderstand, for thai luik all to thair awin vay, euery on for his wantage, and for his awin purpois.

Vo be to the pastouris, for thai distroy and scatter the scheip of my pastour, sayis the Lord. Christ in his tyme, seing the corruptione of the pastouris, settis thame furth in thair awin cullouris. He callis thame

hipocreitis, blind gydis, hyrit seruandis, rawenying volues, and to be full of all wickitnes and synne, quhais vickitnes quhen he considerit, he declarit thame to be na pastouris. As he said heir, thai war scattered as scheip, haweing na scheiphird. Gyf tym wald serwe to apply this mater onto the papistes, quhow thai abuse the office of pastouris, and quhow the pepill ar scatterit, vandring in ignorance and errouris, [it] war profitable, for in na age was ewer sa greit corruptione as amangis tham. In Rome is the sait of the dewill, and a successioun of wenemows serpentis, the quhilk to declair at lenthe we refer to ane wther tyme, alwayes concluding that the paip and his schewin monstoris, ar na pastouris nor bischoppis, nother the successouris of pastouris or bischoppis, bot ar thewis and rewaris, and hes instrusit tham selues be titill and name in the place and office of godlie men passis befoir without all ordour.

The harvest is greit bot the laboraris ar few.

In this part of Scripture foure heiddis is to be considderit:

First, the luif and cair that we aucht to haif to our nychtbouris and brother, efter the exempill of Christ.

Secundlie, to knaw in quhais power the help and sawitie of the pepill standis, to vit in God onlie.

Thirdlie, that na laborar can propheit in the Lordis harweist bot he that is send of God.

Feirdlie, That the ardent desyre and prayer of the kirk is requirit for the intres of Christis kingdom.

First, we man lerne heir to embraice ilk ane other in luif, according to the law of the Lord and the exempill of Jesus Christ. The hurt of our nychtbouris suld be dolerus to ws, and thair weill and prosperitie our reioysing, as we ar teichit to mwrne with thame that mwrne, and to reiose with thame that reios. It is writtin be the propheit Ezechell, that the Lord causit a mark to be put wpone all that mwrnit for the abhominatione of Jerusalem, that thai mycht eschaip the plaiges that wes to cum wpone the wickit. Nathing to ws suld be mair displesand then to se the pepill perishand in saull and body be errour and ignorance of God, and that throw wanting of trew pastouris and preicharis. We suld not onlie pitie the pepill that ar in sic cais, bot also labour with all diligence, that the pepill may be helpit and confortit be the lywelie word of God, &c.

In the secund hed of our text we ar techit to knaw in quhais handis

lyes the relief and sawetie of the pepill, to wit in the handis of the Lord, for thair is na power bot in him. Thairfoir call to the Lord of the harwest to send forthe lauboraris into his harwest. He is omnipotent and infinite in power, he dois quhat he will in hewin and erthe, and nane may resist his will. He creat all thingis, he preserwis all, he gouernes all, and he workis all in all, and that maist justlie. As the Lord is infinit in power, quhairby he workis all thingis, sa is he infinit in mercie, schawing grace onto synnaris. In mercy he piteis his creatouris, and be his power helpis and relewis thame in thair trubill. Thair ignorance he supleis be his infinit visdome, thair myrknes he expellis be his lycht, thair synnes he coweris with his richtiousnes, and thair powertie he helpis be his infinit riches. He is the onlie lord, the comfort and strenthe of his kirk; as sayes Dauid, gif to God the prayes of strenthe, &c.

Quho is God bot the Lord, or quha hes ony strenth bot our God, &c. Luik wp onto God O my very still saull, for wpone him dependeth my abyding, he is veraly my defender, my saviour; he is also my strong castell, lest I be mowit and fall. Of God dependeth my helth and glorie, it is the power of God quhairby I am defendit and helpit. Trust ye in him at all tymes O pepill, powr out befoir him all thy hewy cares of your hart, for it is God that is our defendar. Suirlie mortall men ar nocht, men ar all bot wanitie, gif thai war put togidder in a pair of ballance thai war lichter than nocht; onis and yeit hes God spokin, quhilk tua thingis I haif hard, that it is God that is the uery strenthe. In this greit and michtie God lat ws put our haill trest and confidence, and in all our necessiteis call wpone him, and speciallie that he will send furth faithfull labouraris in his harwest, that the kingdome of Christ may be enlargit, and his pepill confortit. Now followes the third heid of our deuisione, that the laburaris in the harwest of the Lord mon be send be him self, for thay ar only in his hand. That we be nocht ignorant in the similitude, Christ menis heir be the cornes and rypnes thairof, the pepill redy to resaif the word of God, and be the lawboraris, the preichearis of the word of God.

Be the craft and sutteltie of Sathane many hes enterit in the outward ministratioun of the kirk, some as prophetis, some as teicheris, and som as pastouris and hyrdes, to destroy and nocht to edfie; bot sic men the Lord send nocht, bot dois admoneis the pepill to be war with thame, and declares tham to be fals apostles, discaitful vorkers, and ministeris

of Sathan. Quhatsoeuer honorable titill that this disceavers hes in the warld to set out thair honour, vith ws they aucht to be estemit in thair awin rank, to wit the bound slawes of Sathan, and enemeis to God and his kirk; off the quhilk nummer ar all that in the papistrie beris tytill of offices in the kirk, ffor thai ar nocht send of God, nather ar callit of him, bot as thewis and rewaris hes clym ouer the wallis amang the scheip, to murther and distroy. Nane suld be resauit as pastouris, bot repellit, that the Lord sendis nocht.

The kirk of God pertenis onlie to God, and thairfoir is callit his kirk. It is his proper possessione. It is his inheritance. It is the citie of his habitatione. It is his tempill quhairin he remains, and in it is he onlie vorschippit. It is the flock of his pastour ouer the quhilk he vatchis and takis cair. It is the ground that he takis plesour to labour, he earis it, he sawes it, and he scheiris it; nane hes titill thairto bot he, and gif ony wald intrus thame selues to labour and to mell with his possessioun, thay schaw thame selues onrichtews, and deserues punitione; and as God is Lord of the harwest, sa it pertenis to him to send furth labouraris to his harvest. Mony in all egis hes maist falslie and disceatfullie enterit thame selues in the kirk as thocht thai war send of God.

In the prophetis dayes the nummer was great of fals prophettis, as it is writtin be Jeromye, I haif nocht send thes prophetis, sayeth the Lord, and yeit thai ran. I haif nocht spokin onto tham, and yeit thai prophe cied. And in ane wther place, the Lord said wnto me, the prophetis prophesie lyis in my name. I haif nocht send thame. All that beiris office outwarldlie in the kirk prophettis nocht, becaus all ar nocht send of God. Onlie thai quhome the Lord sendis prophettis in his kirk; otheris dois bot hurt. The Lord fra the begyning hes send his messingeris and seruandis to the confort of his kirk, as it is writtin, sen the day that your fatheris com out of Egypt onto this day, I haif evin send onto you all my seruandis the prophetis, rysing wp early euery day and sending thame. I send onto you all my servandis the prophettis, rysing earlie and sending thame.

God send his Sonne the greit pastour of the scheip. He send his apostles and ministeris, and daylie sendis and sall send his serwandis for the confort of his kirk onto the end of the warld, for the blessit seed of his holie word salbe in his kirk perpetualie, as it is promesit.

I will mak this my couenant with thame, sayis the Lord. My spreit that is vpone the, and my wordis quhilk I haif put in thy mouth, sall nocht depairt out of thi mowth, nor out of the mouthe of thi seed, nor out of the mowth of the seed of thi sed, sayeth the Lord, frome this furth ewin for ewer. Now seing that the harvest is the Lordis, and that nane can profeit thairin bot thai that he sendis, and that he promisis to send, ve suld with earnist effectioun call onto him to send furth labouraris in his harvest, as we ar teichit heir be Christ. Pray to the Lord of the harwest to send furth labouraris in his harwest.

That ve may pray with assurit faith and hoip, certan thingis is to be considderit. First, the Lord hes commandit ws to pray, as it is writtin, Call wpone me in the tyme of trubellitioun. Continew in prayer. Pray ewer. Pray alwayes with all maner prayers and supplicatioun. Ask and it salbe gewin you.

Secundlie, the Lord informes ws quhat we sall ask in our prayer, for Christ in the commown prayeris techit to his kirk be him self, includis all thingis that is to be desyrit to the glorie of God, and the saluatione of man, baith in body and saull. And also in other pairtis of Scripture is declarit particular thingis requirit to pray for, as occasione requires, and heir the Lord requires that prayer be maid to the Lord of the harwest, to send furth labouraris in his harwest.

Thridlie, for strenthening of our faith, we suld considder that the Lord hes promesit to grant our petitiones that we desyre in our prayer, as it is vrittin, ask and it salbe gewin you. Quhatsoeuer ye ask the father in my name it salbe gewin you. This is assurance that ve haif in him, that gif we ask ony thing according to his will he heiris ws. And gif that we knaw that he heris ws, quhatsoeuer we ask, we knaw that ve haif the petitiones that we desyrit of him. Quhow can we dout in the obtenyng of thai thingis quhilk the Lord hes commandit ws to ask, and hes promisit to gif ws.

In this prayer requirit of ws to the Lord of the harvest, to send furth labouraris in his harvest, expressis the feruent zeall and desyre that we suld haif, that the ministerie of the ewangell may be dulatit ouer all, that Christ may ring in his awin kingdome, that God may be glorifeit and his pepill sawit. Quha that hes nocht that feruent desyre in thair hartis ar nocht to be estemit seruandis to the Lord. Thair is occasioun

to be takin heir to lament the miserable estait of this age, for the maist pairt sekis thair awin, and nocht that quhilk is Jesus Christis. The Lord of his guidnes reforme our imperfection, and gif ws fervant hartis to pray continewallie that Christ may ring, and his word may ryne and haif fre passage, &c.

IV.

ANE SERMON VPONE THE SEVENTH CHAPTER OF LUKE FROM THE 36TH VERSE.

Luk vii.—On of the Pharaseis desyrit him that he wald eat with him. And he went into the Pharaiseis hows and sat doun at table. And behald a voman in the citie quhilk was a synner, &c.

As Christ Jesus come in this warld to saif synnaris, sa did he nocht abhore synnaris, bot apply him self maist humlie and lowinglie onto all. He eit with the publicanis, and he sit with the Phariseis, and all thing he did for the saluatioun of all; he contemnit nane, he was the guid phisitiane, seiking the seik, and to gif helth. His exempill did the apostill Paull follow, as it is writtin, I haif maid my self seruand to all men that I mycht vyn the mor. And to the Jewis I become as a Jew, that I mycht wyn the Jewes: to thame that ar wnder the law, as thocht I war onder the law, that I may vyn thame that ar vnder the law. To thame that ar without law, as thocht I war without law, that I mycht wyn thame that ar without law. To the veeak I become as waik, that I mycht wyn the waik. I am maid all thingis to all men, that I micht be all meanis saif som. The exempill of Christ and of his apostlis suld be followit of ws. First, ve suld seik the saluatioun of all, nother contemning nor abhoring the cumpany of any man, quhair appeirance is that we may profeit. Secundlie, ve suld beare the veaknes of wtheris, and wse nocht our libertie preciselie in thingis indifferenit. bot quhair it mycht edifie, as it is vrittin, him that is weak in the faithe resaif onto you, nocht with contrauerseis and disputationis, &c. Lat ws follow thai thingis quhilk mak for peace, and quhair vith on may edifie ane vther. Distroy nocht the wark of God for meittis saik. In ane vther place, ve

quhilk ar strang aucht to beir the infirmiteis of thame quhilk ar waik, and nocht to pleis our selues, &c.

> Behauld a voman in the citie quhilk was a synnar, quhen scho knew that Jesus sat at tabill in the Pharaseis hows, scho brocht a box of oyntment, and scho stud at his feit behynd him weiping, and began to uesche his feit with teares, and did weip thame with the hearis of hir heid, and kissit his feit and anoynted tham vith the oyntment.

The Holie Gost settis furth the storie of this woman as a patorne and exempill to be followit. Scho was a synnar and obtenit grace, and sa sall all synneris obtene grace following hir exempill.

This woman, first, scho knew hir synnes, and flatterit nocht hirself in vane richteousnes.

Secundlie, scho repentit and schew notabill signes thairof.

Thridlie, scho humlit hirself vith ernist effectioune of mynd, falling doun at the feet of Christ with prayeris, vesching his feit vith tearis and drying tham with the hair of hir heid, and anoynting thame. Quhen wtheris past to the feding of thair bodyis, scho fasting frome meit, fed wpone hir teares as did Dauid, quha said, my tearis hes bene my meit day and nycht.

And fourtlie, scho haid hir faith assurit in Christ, as himself did testifie, thi faith hes sauit the. The godlie exemplie of this woman lat vs folow, and we sall obtene grace, for we ar all synnares as scho wes, and the mercie of God is redy to ws as it was to heir.

Now is the tyme that ve suld turne onto God, for ve haif lyenn to long in synn and filthynes. We haif greivouslie offendit. Ve haif forgot the Lord. We haif contemnit his blissit word. Ve haif followit our wyll lwstis and corruptit effectonis. Our synnes hes prouokit the wraith of God, the quhilk is alredy kendlit, his plaigis ar to be pourit vpone vs subdantlie, except we preif the same vith spedy repentance. The messingeris and ministeris of God seand the wraith of God kendlit for our synnes, and the cruell threatnyngis of the Antichrist and his memberis aganis the kirk of God, as thai haif concludit in thair bludie counsall of Trent, beand diligent to put the same in executioun, geving varning to all men to prepair tham selues for the battell, nocht in thair awin strenth bot in the strenth of God, and thairfoir it is requirit wniuersalie throw

this realme, and at tym appointit thairto, to wit, the secund and thrid Sondayes of Merche instant, that we converting vnto God, detesting our synnes, may hwmill ourselues in his presens with fasting and prayer, calling for his mercie that he will tak vs onder his protectione, preserve vs fra all plaigis, and pover vpone [us] his blessinges in this godlie exercis. Lat ws obserue with all hartlie affectiowin, that the repentance of our hart may ovtuardlie appeir, heir the vord of God, pray continewally, be liberall to the pvire, be reconciled euery ane to other quhair warience hes bene, amend for the offencis committit, sclanderis to be reparit be publict repentance, the iniunctiones of the kirk to be obeyit, that all obstinacie and pryd remowit, humilitie and obedience to all godlines may appeir. We sa doing according to the exemple of this penitent synnar, we ar assurit of mercie and grace in Jesus Christ.

> Now quhen the Pharasye quich bad him, saw it, he spak vithin him self, sayeng, gif this man war ane propheit he wald suirlie haif knawin quho and quhat maner a voman is this quhilk touchis him, for scho is a synnar.

The Pharase heir murmwrit aganis Christ, quhairin may be considderit the conditioune of all men that ar nocht treulie instructit be the Spreit of God, for thai iustifie neuer God, nother in his word nor warkis, without thai find it agriable to thair corruptit reasone. And thairfoir thai dispys the Scriptouris in thair awin sense, and condampnes the vorkis that God workis in his awin elect. Bot lat ws that beris the name of Christ, and ar illuminat in his treuth, hwmill ourselues, forsaiking our awin visdome and iustifie God in his vordis and warkis.

The pharasie trusting in his awin fals richteousnes, beand pvft wp vith pryde, dispysit the pure synnar that com to Christ, bot Christ being in himself the fontane of all richtiousnes, did resaif the synnar to mercie withe hartlie affectione, and confortit her troublit hart. Heir is the natur of the godlie and of the vickit ipocreites set out and discryvit. The godlie quhilk ar led be the spreit of God, with the effectione of mercie and compacione, and with the spreit of luif and humilitie seikis the veill and saluation of all, contemnis nane, dispysis nane, but embraces all in lowe, efter the exempill of Christ schavin to this woman. Bot the ipocreites be vane trust in tham selves, ar blawin wp vith pryde ; thai dispys otheris, and abhorres synneris, prefering thame selves be vane presumtion of thair

awin richteousnes, as did this Pharasie, quhaes wayes lat vs abhorre and eschew, and follow Christ and the doctrine of the apostle, quha teiches ws, sayeing, Brethren, gif any man be fallin in ony offence, ye quhilk ar spirituall, help to amend him with the spreit of meiknes, considering your self, lest ye also be temptit; and beir ye ane otheris burding, and sa fulfill the law of Christ. All men that felis the burding of thair awin synn, thai pitie synnars, bot the hipocrites and justifars of tham selves dispyses and abhorres synnars, being tham selves gretast synnars, thocht thai knaw it not beand, blindit be Sathane.

Jesus ansuerit and said unto him, Symon, I haif sumquhat to say onto the, and he said maister say on; Thair vas a certane lender quhilk hed tua dettaris, the on oucht fyue hundreth penyss, and the other fiftie; quhen thai hed nothing to pay, he forgaue them both. Quhilk of tham thairfoir, tell me, vill luf him most. Symon ansuerit and said, I suppois that he to quhome he forgaif most, and he said onto him, thou hes trewlie judgit. Than he turnit to the woman, and said onto Symon, seis thou this woman. I enterit into thy hows, and thou gaif me na watter to my feit, bot scho hes weschit my feit vith tearis, and weipit tham with the hearis of hir head; thou gaif me no kiss, bot scho sinse the tym I com in, hes nocht cessit to kyss my feit. Myne heid with oyle thou didist nocht anoynt, bot scho anoyntit my feit vith oyntment; quhairfoir I say onto the, mony syneis ar forgevin hir, for scho lufit muche. To quhom a litill is forgevin, he doth luf a litill.

The Lord ansueris heir to the invart thocht of the pharisie, quhairby he mycht onderstand Christ to be greittar than a propheit, yea, and to be wery God, quha onlie knawis the hartis and thochtis of men. This parable schawis the errour of Symon, in dampning the woman quhome the hevinlie iuge hath obsoluit. Christ schew this woman to be iustifeit, nocht be warkis of satisfactione, bot in that her synnes vas remittit, and that frelie of mercie; ffor the parable declaris that the dettaris had nathing to pay, bot war frelie forgevin, and that forgevenis proceidis to luif. Christ schawis heir that this woman lufit him better then did Symon the Pharasie, and that he provis be the effectis of hir luif, quhilk vrocht outvardlie. The vomane lufit Christ, becaus scho haid of his

mercie obtenit remissioun of mony synnes; the Pharasie luifit him nocht, becaus his synnes wes nocht remittit. He knew nocht him self to be a synnar, bot trustit in his awin richtiousnes, and socht na remissioun, and sa his synnes remanit. The parable of the Pharasie and publicane agreis weill vith this mater.

This place declaris, that our justificatioun consists nocht in warkis and meritis of men, bot in remissioun of synnes frelie gevin be Christ, and resauit be faithe, of the quhilk it is vreittin, gif Abrahame war iustifeit be warkes he hath quhairin to reioys, bot nocht with God, for quhat sayes the Scriptour, Abrahame beleuit God, and it was cowntit to him for richtiousnes. To him that workis, the vages is nocht countit to be gewin him frelie, bot of det. Bot to him that workis nocht, bot beleuis in him that justifeis the ongodlie, his faith is countit for richtiousnes. ewin as Dauid declarit, the blessingis of the men onto quhom God imputed no synn.

Mony synnes ar forgevin hir, for scho luifit mekle.

It may nocht heir onderstand that the luif of this woman was the caus of that monny synnes war remittit hir, for that is contrair the mynd of Christ into the parable proponit, for he concludit with the judgment of Symon, that the remitting of the dett was the caus of luf, and that the luf was les or mair according to the det forgewin. Quhairfoir the wordis ar to be onderstand that hir greit luf declarit and maid manifest that scho haid obtenit mercie at Christ, and remissioun of monny synnes, for remissioun of synnes was the caus of her luif, and nocht her luif was the caus of remissioun, as Christ himself dois heir plainlie declair.

And he said onto hir thi synnes are forgewin the. Thy faith hath sauit the, go in peace. This woman heir specifyt, hard out of the mouth of Chryst pronuncit hir justificatioun and saluatioun. Scho come sorufull to Christ, bot now departis joyfullie from him. The caus of hir sorrow is remowit, hir synnes ar remittit, and scho resauit in fauour of God, and sa beand justifyit and reconcilit, scho is at pace with God, and hir consience at rest and quietnes. This sam confort that sho resauit is offerit till all penitent synneris; for all that labouris and ar weryit sall in Christ find refreshing, all sinneris sall in Christ find justificatioun and fre remissioun of thair synnes. All that ar in myrknes sall in him fynd licht. All that ar in trubill sall in him fynd rest and quietnes, and all

that ar under death and damnatioun sall in him fynd eternall lyf and saluatioun. Lat us thairfoir be repentance and faith draw neir unto Christ, the mercie seat of God, and we sall fynd grace and sall heir his comfortable wordis saying to us, your synnes ar remitit you; your faith hes sauit you, go in pace, as he said onto this woman, &c.

II.

PAPERS

FROM THE

CHARTER CHEST OF THE EARL OF AIRLIE,

AT CORTACHY CASTLE.

M.CCCC.XX—M.D.LX.

PAPERS

FROM THE

CHARTER CHEST OF THE EARL OF AIRLIE.

I.

CHARTER BY ALEXANDER STEWART, EARL OF MAR, CONFIRMING A CHARTER OF THE LANDS OF HARLAW, AUCHLEVIN, AND ARDUNE, BY MARGARET DE GLEN, IN FAVOUR OF SIR WALTER OGILVY OF LUNTRATHIN AND OTHERS—2ND JANUARY, 1420.

Vniuersis hanc cartam visuris vel audituris Alexander Stewart comes de Marr et de Garuiach ac Amarallus Regni Scocie salutem in Domino sempiternam Noueritis nos quandam cartam Mergarete de Glen relicte quondam domini Johannis de Glen militis domine de Inchemartyn et portionarie terrarum de Achlewyne Ardwyne et Harlaw factam Waltero de Ogiluy domino de Lunthrehyn et Isabelle sue sponse filie predicte Mergarete non rasam non abolitam non cancellatam nec in aliqua sue parte viciatam sed prorsus omni vitio et suspicione carentem vidisse inspexisse et diligenter examinasse cujus tenor sequitur in hec verba Omnibus hanc cartam visuris vel audituris Mergareta de Glen relicta quondam domini Johannis de Glen militis domina de Inchemartyne et portionaria terrarum de Achlewyne Ardwyne et Harlaw salutem in Domino sempiternam vestra nouerit vniuersitas me non vi aut metu ducta nec errore lapsa sed mea mera et spontanea voluntate zelo dilectionis naturalis in mea pura et legittima viduitate dedisse concessisse et hac presenti carta pro me heredibus meis ac successoribus imperpetuum confirmasse in modo et forma tallie dilecto genero meo Waltero de Ogiluy domino de Lunthrehyn et Isabelle sponse sue filie mee pro suis multiplicibus beneficiis ac pro bono consilio auxilio et fauore michi sepius

temporibus retroactis gratanter impensis Totas et integras terras meas de Achlewyne Ardwyne et Harlaw cum pertinentiis supradictis jacentes in regalitate de Garuiach infra vicecomitatum de Abirdene Tenendas et habendas totas et integras predictas terras de Achlewyne Ardwin et Harlaw cum pertinentiis a me heredibus meis et successoribus dicto Waltero et Isabelle sponse sue ac eorum diutius viuenti Quibus decedentibus Waltero de Ogiluy filio predictorum Walteri et Isabelle et heredibus de corpore suo procreatis vel procreandis Quibus forte deficientibus Dauid de Ogiluy fratri germano dicti Walteri et heredibus de corpore suo procreatis vel procreandis Quibus vero deficientibus Alexandro de Ogiluy fratri germano eorundem et heredibus de corpore suo procreatis vel procreandis Quibus autem deficientibus Patricio de Ogiluy fratri germano predictorum et heredibus de corpore suo procreatis vel procreandis Quibus forte deficientibus Georgio de Ogiluy fratri germano prescriptorum et heredibus de corpore suo procreatis vel procreandis et sic de fratre ad fratrem et heredibus de corporibus eorundem procreatis vel procreandis dummodo vnus fratrum aut heredes eorundem vixerit vel vixerint a seniore fratre ad juniorem fratrem ex equali descensu sine fraude Quibus forte omnibus deficientibus quod absit heredibus inter predictos Walterum et Isabellam procreatis vel procreandis quibuscunque Quibus vero deficientibus heredibus meis propinquioribus quibuscunque de comite de Gariuach et heredibus suis ac successoribus in feodo et hereditate imperpetuum faciendo inde [etc.] seruicium debitum et consuetum Et ego vero dicta Mergareta et heredes mei ac successores totas et integras predictas terras cum pertinentiis ac donacionem et concessionem earundem [etc.] contra omnes homines et feminas warandizabimus acquietabimus et imperpetuum nomine tallie defendemus In quorum fidem et testimonium sigillum meum presentibus est appensum apud Dunde vicesimo die mensis Nouembris anno Domini millesimo quadringentesimo decimo nono Quamquidem cartam cum omnibus et singulis in eadem contentis secundum eiusdem carte exigenciam vim tenorem et effectum vna cum modis condicionibus et circumstanciis forma pariter tallia et effectu in omnibus et per omnia sicut supracriptum est pro nobis heredibus et successoribus nostris predicto Waltero et Isabelle sponse sue ac eorum diutius viuenti et omnibus aliis prius specificatis approbamus ratificamus et imperpetuum confirmamus per presentes In cujus rei testimonium sigillum nostrum presentibus fecimus apponi Apud Abir-

den secvndo die mensis Januarij anno Domini millesimo quadringentesimo decimo nono hiis testibus Alexandro de Seton domino de Gordoun Alexandro de Forbes domino eiusdem et Thoma Stewart militibus Alexandro de Irwyn domino de Drum et Johanne Inchemartyn secretario nostro cum multis aliis.

II.

RESIGNATION OF THE BELL OF ST. MEDDAN, TO SIR JOHN OGILVY—27TH JUNE, 1447.

In nomine Domini Amen Anno Incarnationis Dominice millesimo quadringentesimo quadragesimo septimo mensis vero Junij die vicesima septima indictione decima pontificatus sanctissimi in Cristo patris et domini nostri domini Nicholai diuina prouidencia pape quinti anno primo In mei notarii publici et testium infrascriptorum presencia Michael Dauid tenens campane sancti Medani accessit ad presenciam nobilis et potentis domini domini Johannis Ogilby militis domini de Luntrethyne et capitalis domini dicte campane que hereditarie dicto Michaeli et heredibus suis pertinuit Quamquidem campanam cum suiis pertinentiis sibi de jure pertinentibus dictus Michael dicto domino Johanni Ogilby tamquam domino superiori non vi nec metu ductus nec errore ut apparuit lapsus sed sua mera et spontanea voluntate pure et simpliciter a se et heredibus suis totum jus et clameum que in eadem habuit vel habere potuit suprascripto domino Johanni Ogilby et heredibus suis imperpetuum per fustum et baculum sursum reddidit et resignauit Post cuiusquidem resignacionem dictus dominus Johannes Ogilby dictam campanam cum suis pertinentiis nobili et potenti domine domine Margarete de Ogilby comitisse morauie vxori sue pro toto tempore vite sue in presencia testium infrascriptorum et mei notarii donauit De et super quibus omnibus et singulis dictus dominus Johannes Ogilby et dicta domina Margareta a me notario publico sibi fieri petierunt publicum instrumentum vel instrumenta vnum vel plura acta fuerunt hec apud Erale in castro eiusdem sub anno mense die indictione et pontificatu quibus supra presentibus ibidem nobili viro domino Waltero Ogilby milite domino de Desfurd Jacobo Ogilby Wil-

lelmo de Cargyl domino de Lasigiston scutiferis Duncano Stronoch seniori et Duncano juniori filio suo burgensibus de Monross Patricio de Fenton et Edwardo Pedy cum multis aliis testibus ad premissa vocatis et rogatis.

Et ego Finlaus Dempster clericus Dunkeldensis disceseos publicus apostolica auctoritate notarius etc.

III.

THE INSTRAMENT OF SESSYN OF THE BELL—18TH JULY, 1447.

In nomine Domini Amen Anno Incarnacionis Dominice millesimo quadringentessimo quadragesimo septimo mensis vero Julij die decima octaua indictione decima pontificatus sanctissimi in Cristo patris et domini nostri domini Nicholai diuina prouidencia pape quinti anno primo In mei notarii publici et testium infrascriptorum presencia accesserunt ad Luntrethin prope ecclesiam ad domum siue toftum pertinentem campane Sancti Medani nobilis et potens domina domina Margareta de Ogilby vxor nobilis et potentis domini domini Johannis Ogilby militis domini de Luntrethin comitissa morauie et Jacobus Ogilby frater germanus dicti domini Johannis eiusque balliuus prout per patentes suas literas sigillo dicti domini Johannis autentico roboratas apparuit a quo Jacobo dicta domina Margareta possessionem siue saisinam secundum tenorem sue infeodacionis siue donacionis sibi tradite petiit Post quam peticionem dictus Jacobus tamquam peticione consone annuens primo et principaliter suis literis predictis ibidem apud dictam domum siue toftum ostensis ac de verbo in verbum publice perlectis dictam dominam Margaretam infra dictam domum omnibus expulsis introclusit et eedem per terram et lapides possessionem et saisinam secundum tenorem sue infeodacionis siue donacionis tradidit et assignauit De et super quibus omnibus et singulis dicta domina Margareta a me notario publico sibi fieri petiit publicum instrumentum vel instrumenta vnum vel plura Acta fuerunt hec ad Lunthrethin apud domum supra dictam hora prima post meridiem vel eocirca sub anno mense die indictione et pontificatu quibus supra presentibus ibidem Dauid Ogilby scutifero dominis Dauid Conan Johanne Michart et

Patricio Henrici presbiteris Edwardo Pedy et Johanne Red cupro cum multis aliis testibus ad premissa vocatis specialiter et rogatis.

Et ego Finlaus Dempster clericus Dunkeldensis etc.

IV.

INSTRUMENT ON THE DISCHARGE OF A SPULZIE, BY DAVID EARL OF CRAWFORD, TO JAMES, MASTER OF OGILVY—5TH FEBRUARY, 1543-4.

In De inomine Amen Per hoc presens publicum instrumentum cunctis pateat euidenter et sit notum quod anno Incarnationis Dominice millesimo quingentesimo quadragesimo tertio mensis vero Februarij die quinto indictione secunda pontificatus sanctissimi in Cristo patris et domini nostri domini Pauli diuina prouidencia pape tertii anno decimo in mei notarii publici et testium subscriptorum presentia personaliter constitutus nobilis et prepotens dominus Dauid Crawfurdie comes dixit et proferebat hec verba in vulgari sequentia—"I discharge the violent spoilze of all my cornis, cattell, horses, and vtheris insycht gudis, committit and done be James, maister of Ogiluy, his kin, freindis, seruandis, and complices, maid be hym vpoun my place, manis, and landis of Fynnevin, committit be thame befoir the dait heirof, in this caiss alanerlie and na vthir wayis, swa that the said James, maister of Ogiluy, will restore and caus be restorit and deliuerit agane to me my place of Fynnevin, and to the manis thairof, and to me or my seruandis, hauand my power thairto, all and sindry gudis quhatsumeuir spoilzeit and takin be the said maister of Ogiluy and his complices furtht of the samyn, als gude as thai war the tyme thai war takin be hym and his complices foirsaidis, betuix the dait heirof and Fastreneis evin nixt to cum immediatlie following the dait heirof. And gif the said James, maister of Ogiluy foirsaid, failzeis and restoris and deliueris nocht the saidis gudis and geir spoilzeit be hym and his complices as said is agane to me, and to the groundis foirsaidis, befoir the said term of Fastrynis evin, I, than as now and now as than, to haue nocht renuncit and dischargit, bot to haue full and fre regres and ingres to the said actioun of spoilze and violence thairof aganis the said maister of Ogiluy, his kin, freyndis, and seruandis, siclik and als frielie in all sortis

as I had befoir the dait heirof, but ony preiudice in tyme to cum to me my airis or assignais." Super quibus omnibus et singulis premissis dictus Dauid comes Crawfurdie et prefatus Jacobus magister de Ogiluy hinc inde a me notario publico subscripto sibi fieri petierunt instrumentum seu instrumenta publicum seu publica vnum seu plura Acta erant hec apud Dunde in hospitio Georgii Rollok burgensis dicti burgi hora prima post meridiem vel eocirca sub anno die mense indictione et pontificatu quibus supra presentibus ibidem Jacobo comite Aranie domino Hammiltoun ac gubernatore regni Scotie reuerendissimo domino Dauid cardinali archiepiscopo Sancti Andree etc. Johanne abbate de Paslito Donaldo abbate de Cowpro Roberto Lindesay de Dunrode et Archibaldo Hammiltoun testibus ad premissa vocatis specialiter atque rogatis.

Et ego Johannes Bruice etc.

V.

SIR JAMES ARCHEBALD, WICAR OF LENTRETHIN, HIS LETTRES OF FOUR FORMES, EFTER THE REFORMATIOUN OF RELIGIOUN—27TH MAY, 1560.

Francis and Marie, be the grace of God, King and Quene of France and Scotland, to our louittis Fergus Fergysoun messingeris, oure shereffis in that parte, coniunctlie and seueralie, specialie constitute greting, Forsamekill as it is humlie menit and schawin to ws be oure louit James Archibald, vicare of Lintrethen, that quhair he is lauchfullie prouidit be the lawis and practik of oure realme, obseruit in tymes past, of the said vicarage, and hes bene in possessioun of the samyn thir diuers yeris bigane, and hes causit the commone prayeris and homilies be red owlklie to the parrochinaris of the said parrochin, and vther wyiss is content to abyde sik reformatioun as the lordis of our secreit counsale plesis mak thairintill, and als is adionit to Goddis congregatioun, and takis part with the saidis lordis in setting fordwart the commone caus, to the gloir of God and commone weill of our realme Neuirtheles the saidis parrochinaris ar restand awand to the said James his teindis, frutis, rentis, prouentis, and emolumentis of the said vicarage of diuers yeris and termes bigane, and will mak him na payment thairof without thai be

compellit: Oure will is heirfoir, and we charge you straitlie, and commandis, that incontinent thir our letteres sene ye pass and in oure name and autoritie, command and charge all and sindrie the parrochinaris of the said parrochin, and vtheris intromettouris with the teindis, frutis, rentis, prouentis, and emolumentis thairof, to ansuer, obey, and mak thankfull payment to the said James Archibald, his seruandis and factouris in his name, of the saidis teindis, frutis, rentis, prouentis, and emolumentis of the said vicarage, except the cors present and vmest clayth, of all yeris and termes bigane restand vnpayit, and siclyke yeirlie and termlie in tyme cuming, ay and quhill ane generall ordoure be takin be the lordis of our secrete counsale thairupone, within xlviii houris nixt eftir thai be chargit be yow thairto, vnder all hieast pane and charge that eftir may follow; the quhilkis xlviii houris being bipast, and the saidis personis or ony of thame dissobeyand, that ye charge the dissobeyaris, yit as of befoir, to ansuer, obey, and mak thankfull payment to the said James, his seruandis and factouris in his name, of the saidis teindis, frutis, rentis, prouentis, and emolumentis of the said vicarage, except the cors present and vmest clayth, of all yeris and termes bigane restand vnpayit, and siclyke yeirlie and termlie in tyme cuming during the said space, within vther xlviii houris nixt eftir thai be chargit be you thairto, vnder the pane of warding of thair personis; the quhilkis last xlviii houris being bipast, and the saidis personis or ony of thame dissobeyand, that ye charge the dissobeyaris, yit as of befoir, to ansuer, obey, and mak payment to the said James, his seruandis and factouris in his name, of the saidis teindis, frutis, rentis, prouentis, and emolumentis of the said vicarage, of all yeris and termes bigane restand vnpayit, and siclyke yeirlie and termlie in tyme cuming, ay and quhill ane generall ordoure be takin be the said lordis thairupone, within vther xlviii houris nixt eftir thai be chargit be yow thairto, or ellis that within the samyn xlviii houris pass and [enter] thair personis in ward within our castell of Dumbert[an] [thair] to remane vpone thair awin expenssis, ay and quhill thai haue fulfillit the command of thir oure letteres, and be fred be ws thairfra, vnder the pane of rebellioun and putting of thame to our horne, and that thai [cum to oure] secretar or his deputis, keiparis of oure signet, and resaue oure vther letteres for thair ressait in ward [within] oure said castell; the quhilkis xlviii houris being bipast, and the saidis personis or ony of thame dissobeyand, that ye charge the diss-

obeyaris yit as of befoir, to ansuer, obey, and mak thankfull payment to the said James, his seruandis and factouris in his name, of the saidis teindis, frutis, rentis, prouentis, and emolumentis of the said vicarage, of all yeris and termes bigane restand vnpayit, and siclyke yeirlie and termlie in tyme cuming during the said space, within vther xlviii houris nixt eftir thai be chargit be yow thairto, or ellis that thai, within the samyn xlviii houris, pas and enter thair personis in ward within oure said castel, thairin to remane vpone thair awin expenssis, ay and quhill thai haue fulfillit the command of thir oure letteres, and be fred be ws thairfra, vnder the said pane of rebellioun and putting of thame to oure horne, and that thai cum to oure secretar foirsaid or his deputis, keparis of oure signet, and ressaue oure vther letteres foirsaidis for thair ressait in ward within oure said castell; the quhilkis last xlviii houris of all bein bipast, and the saidis personis or ony of thame dissobeyand and nocht fulfilland the command of thir oure letteres, nor enterand thair personis in ward within oure said castell as said is, that ye incontinent thaireftir denunce the dissobeyaris oure rebellis, and putt thame to our horne, and escheit and inbring all thair movable gudis to our vse for thair contemptioun, as ye will ansuer to ws thairupone; the quhilk to do we committ to you coniunctlie and seueralie oure full power be thir our letteres, deliuering thame be you dewlie execute and indorsate agane to the berare. Gevin under our signet at Edinburght the xxvij day of Maij, and of oure regnes, that is to say, of France the first, and of Scotland the secund, and xviii yeris.

Ex deliberatione dominorum secreti consilii

Johnestoun.

[Among Lord Airlie's papers, there is a contract between James Lord Ogilvy, and James Archibald, burgess of Stirling, and vicar of Lintrathen, by which the latter, in consideration of the sum of 400 merks to be paid to him, agrees to demit the said vicarage, and obtain a presentation thereof, directed to the Superintendant of Angus, in favour of David Ogilvy, third son to the said lord, conform to the order now observed in such causes. The contract is dated 14th November, 1580.]

III.

PAPERS

FROM THE

CHARTER CHEST OF THE DUKE OF RICHMOND.

AT GORDON CASTLE.

PAPERS

FROM

THE CHARTER CHEST AT GORDON CASTLE.

I. MISCELLANEOUS PAPERS.

I.

CHARTOUR OF BAUDENYOCHT, DALNAVERT, AND KINRARACHE, BE THE EARLE OF ROSSE—1338.

Omnibus hanc cartam visuris vel audituris Alexander de Yla comes Rossie eternam in Domino salutem Noueritis nos cartas Willelmi quondam comitis Rossie predecessoris nostri factas cuidam Malmorano de Glencharny non rasas non abolitas non cancellatas nec in aliqua sue parte suspectas vidisse inspexisse et ad plenum intellexisse quarum tenor sequitur in hec verba Omnibus hanc cartam visuris vel audituris Willelmus comes de Ross salutem in domino sciatis nos dedisse concessisse et hac presenti carta nostra confirmasse Malmorano de Glencharny duas dauatas terre nostre in Badenach videlicet dauatam de Dalnafert et dauatam de Kynrorayth cum omnibus suis pertinentiis et rectis diuisis pro homagio et seruicio suo Reseruata nobis et heredibus nostris nomine capitalis manerii una acra terre iacente iuxta le stychan predicte ville de Dalnafert ex australi parte in qua situm fuit manerium quondam Scayth filii Ferchardi Tenendas et habendas dicto Malmorano et heredibus suis de nobis et heredibus nostris in feodo et hereditate imperpetuum in pratis et pascuis [etc.] Reddendo inde nobis et heredibus nostris ipse et heredes sui duas marcas usualis monete annuatim scilicet medietatem ad festum Penthecostes aliam medietatem ad festum Sancti Martini in yeme et faciendo nobis et heredibus nostris ipse et heredes sui tres sectas curie nostre infra dictum manerium terre ad tria placita capitalia nostra ibidem

tenenda cum nos ibidem sederimus et fornisecum seruitium domini nostri regis quantum ad predictas duas dauatas terre pertinet pro omnibus aliis seruitiis exactionibus et secularibus demandis Nos vero Willelmus comes de Ross et heredes nostri predicto Malmorano et heredibus suis predictas duas dauatas terre in omnibus ut predicitur contra omnes homines et feminas warantizabimus acquietavimus et imperpetuum defendemus In cuius rei testimonium huic carte sigillum nostrum apposuimus hiis testibus domino Marco Dei gratia abbate Noue Firme dompno Mauricio de Belliloco monacho domino Willelmo de Mwbray milite Johanne de Berclay Willelmo thane de Caldor Archibaldo de Clunace et multis aliis Tenor secunde carte talis est Uniuersis presentes litteras inspecturis Willelmus comes de Ross salutem in domino Sciatis nos concessisse et ad feodifirmam dimisisse Malmorano de Glencharny totam terram nostram de Dalnafert in le Badenach scilicet illam acram terre quam nobis reseruauimus in carta infeodationis dicti Malmorani de eadem prout plenius in dicta carta continetur Tenendam et habendam sibi et heredibus suis de nobis et heredibus nostris ad feodifirmam imperpetuum Reddendo ipse et heredes sui pro nobis et heredibus nostris duas marcas per nos debitas superori domino de le Badenach quas nobis et heredibus nostris in carta infeodationis dicti Malmorani reseruamus et soluendo ipsi et heredes sui sectatori nostro terrarum nostrarum scilicet de Kynroreach et Dalnafert pro tribus sectis per nos debitis ad tria capitalia placita de le Badenach per annum dimidiam marcam pro omnibus oneribus exactionibus et secularibus demandis In cuius rei testimonium presentibus sigillum nostrum apposuimus datum apud Narn vicesimo secundo die mensis Nouembris anno Domino millesimo tricentesimo tricesimo octauo Quas quidem cartas in omnibus punctis suis et articulis clausis conditionibus et circumstantiis uniuersis forma pariter et effectu nos Alexander comes Rossie pro nobis heredibus nostris et successoribus comitibus Rossie approbamus ratificamus et per presentes imperpetuum confirmamus saluis nobis seruitiis debitis et consuetis et faciendo domino nostro regi fornisecum seruitium quantum ad dictas terras pertinet In cuius confirmationis nostre testimonium sigillum nostrum appendi fecimus apud Kessok hiis testibus Celestino de Insulis nostro filio Johanne M'Leoid de Glenelg Torquelo M'Leoid de Leohos Johanne de Ross de Balnagowin Georgio de Monro de Fowlis Negello M'Leoid senescallo nostro et Negello Flemyng secretario nostro cum multis aliis.

II.

RESIGNATION BY SIR WALTER LINDSAY OF THE LANDS OF CULCLEROCHY AND GARRY—1423.

Nobili domino et potenti ac domino suo metuendo Alexandro Stewart comiti de Marr et de Garuiach ac amarallo regni Scotie vester humilis Walterus de Lyndesay miles vicecomes de Abirdene omnimodas reuerentias et honores ego dominus Walterus predictus non vi aut metu ductus vel errore lapsus sed mea libera et spontanea voluntate ac proprio motu in manus vestras omnes terras meas de Culclerochy et Garry cum pertinentiis infra vicecomitatum de Aberdene que de vobis tanquam de domino superiori earundem cum pertinentiis tenentur in capite pure et simpliciter per fustim et baculum sursum reddo et resigno ac omne ius et clameum iuris que in ipsis terris cum pertinentiis habeo vel aliquo tempore habui quiete clamo penitus et omnino ita quod vos domine mi antedicte de eisdem terris cum pertinentiis libere et quiete disponere valeatis ad vestre libitum voluntatis Insuper facio constituo et per presentes ordino nobiles et circumspectos viros Thomam Stewart Andream Stewart Willelmum de Haya milites Thomam Gordoun Johannem Scrimiour Dauid de Tulach et Georgium de Inchemartyn armigeros meos attornatos et deputatos speciales coniunctim et diuisim dans et concedens eisdem et eorum cuilibet in solidum meam plenariam potestatem et speciale mandatum ad gerendum faciendum et exercendum omnia et singula que circa premissam resignationem fuerint necessaria et oportuna sicut egomet personaliter interessem ratum et gratum habens et habiturus quicquid predicti attornati mei coniunctim vel diuisim nomine meo fecerint vel fecerit in premissis vel in aliquo premissorum In cuius rei testimonium sigillum meum est appensum apud Abirdene vicesimo quarto die mensis Octobris anno Domini millesimo quadringentesimo vicesimo tertio.

III.

CONTRACT MATRIMONIAL BETWEEN GEORGE, MASTER OF HUNTLY, AND ELIZABETH, COUNTESS OF MURRAY—1455.[1]

This indenture, made at Forres in Murray, the twenty day of the month of May, the year of God a thousand four hundreth fifty and five years, proports in the self and bears witness, in form and effect as after follows, that is to say, it is accordit betwixt an honorable and mighty lord, Alexander, Earl of Huntlie, Lord of Gordoun and of Badzenach, &c., his spouse Elizabeth, Countass of Huntelie, &c., and George, Master of Huntelie, knight, and appearand heir to the said lord and lady, ilk ane of them conjunctly and severally upon the ta part, and an noble Lady Elizabeth, Countass of Murray, Nicolas of Sutherland, Captain of Ternway, Sir Richard of Holland, chantour of Murray, James of Dunbar, Alexander Flemyng, Huchone of Douglas, and William Inglis, men to the said lady, upon the tother part, that the said George sall marry and have to wife the said Elizabeth, Countas of Murray, and nane others indurand her life, and make the dispensation of the authority of our haly fader the Pape be obtained in all gudely haste, in the sickerest fourme of all impediments that appears or may appear betwixt them, sua that they may lauchfully complete the said marriage; and in the meantime he sall not constrenzie the said lady to carnal copulation but of her free will, alsua the said ladys men now being in Ternway, sall be keepers of that house mony or few as liks to the said lady unto the tyme of the fullfilling of the said marriage lauchfully, quhilk being done be dispensation, the said castell sall be delivred freely to the said George, and his said spouse, to dispone upon it at their awn willis, and to remove out of it whom they liks: likeas Walter of Ogilvy, sherrif of Angus, is bounden and oblist for the said lady, and men to the said lord, Earl of Huntly, his spouse, and son appearand heir; alsua the said lady and her men sall do all their gudlie power and diligence, so that the said lord, Earl of Huntly, have delivrance of the castell of Louchindores, and James, appearand heir to the said Lady, Huchone Fraser of the Lovate, and Janet, the said ladys

[1] [Printed from a Notarial copy.]

daughter; and gif John Wilx and the persons in Louchindores applys them hereto, they sall be in the said lords grace, with remission of our sovraine lord the King Likeas the persons in Ternway, the quhilk, James, son to the said lady, being out of the received by his lady moder, sall be in keeping with her or with her advice, quhair she best liks, till his lauchfull age withouten bodily harm till his life. Als sua the said lord, Earl of Huntly, his spouse, and son, and ilk ane of them binds and obliges them leilily and truly, the grait aith giffin, that the said James shall be put in this wise, and at they sall never infeft na constrenzie be themselve, nor nane others in thair name, the said lady, countass of Murra, to mak resignation nor alienation of the earldom of Murra with the pertinents fra hir heirs gottin, but at her awin free will, in the quhilk earldom, the said lord, his spouse, and appearand heire sall defend the said lady, countass of Murra, at all thair gudely power, and mak hir sicker at his power of our sovrain lord the King, to be undistroblit in the posyession of hir earldome, bot as law will, and tak upright part with her agayne all and sundrie others that would invade her wranguisly thairin; als sua thare sall na officiars be made within the regality of the said erledome of Murra, bot with liking and consent of the said lady; als sua it is accordit that the said lord Erle of Huntelie and his sone, appearand heir, and ilk ane of them is bounden and oblist as of before, to defend the lands and baronys of Duffhouse and Quarrel wood, and the Gresship, with the pertinence, to the assignies of quhilume Archibaulde Erle of Murra, quhom God assoilze, after the tenor of the evidents of resignation and gift made tharupon be Alexander of Sutherland, Muriell his spouse, and Willzame thair apearand ayer; quhilk landis and baronies sall be applyet to the said lady Countass of Murra, George her spouse, and the heirs to be gottin betwix them. Morattour it is accordit that the said lord Erle of Huntelie sall wptane full and hale remission of our sovraine lord the King to the said ladys men abufe wrytin, and all and sundry others her men now in being in Ternavay, quhaise names sall be giffin to the said lord in wryt, for the act and part of the destructions of the castell of Spynie and Duffhouse, wranguise spoliation of the lords gudes of the samen, and of the menzies and freinds, and for all and sundry slauchteris and injures quhatsumever, rebellion, or others done be them, or ony of them, in ony tyme bigane, in the company of quhilume the said

Archibaulde within the erledome of Murra, or without as the minute thairupon proports; and the said lord sall do his gudely power so that the said men have respituation of our sovraine lord for not contentation of party for five years, quhilke giff he cannot wptane, he sall defende tham, as his letters thairupon maid proports. Als sua the said lord and his son ar bunden as of before, that the said ladys men and ilk ane of them sall bruik and joyss for term of law the lands granted to them be quhilume thair said lord Archbaulde, Erle of Murra, with consent of the said lady Elizabeth, or be herself in her widowhede, that is to say, ten pounds worth of land to the said Nicolas, ten merks worth of land to the said James, ten merks worth to the said Alexander, ten merks worth to the said Huchone, with supplie till his heritage, the Myll and the Donalree uptendand to six merks to William Inglis, as their letters made thairupon proports, they being therefore lele and true men to the said lady and her spouse for terme of law, before all dedely, their allegiance allenarly outtane till our sovraine lord the King; als sua the said lord sall mak the said men in Ternway be content of all guds tane fra them be Robert of Innes of that Ilk, and Alexander of Dunbar of the Westfelde, their men or followers, sen the lords last passing out of Murra, sen they were in the way of treaty, and at our soverain lord, and him as
and he sall make them to be assonziet of the said Robert and Alexander, and all their men and party in the sickerest forme for two years; als sua for the fullfilling and keeping lelely and truly in all tyme to come of all and sindry things abufe wryten, the said lord Erle of Huntly sall mak be oblist in the sickerest fowrme to the said lady and her men a reverend fader in Christ, Thomas Bishop of Ross, William Erle of Erroll, and Walter of Ogilvie, Sherrif of Angus, and ilk ane of them, under their selis and bodily athis, within twenty or thirty days at the farrest next following the date of thir letters; and that all thes conditions sall lelely and truely be kept in fourme and manner beforewryttin, baith the partys haif giffin their great bodily aithes, the holy evangellis touchit, all fraude and gile away put for ever. In witnes of the quhilk thing, to the part of this indenture to remainde with the said lord Erle of Huntly, the said Elizabeth Countass of Murra, in absence of her awin sele, has procurit the sele of a worshipfull fader, Done John Bonalda, priour of Pluscardin, and for the mare sickerness has subscrivit with her awyn hand, together with part of her men abufe wryten; and to the part

of this indenture remanande with the said lady Elizabeth Countas of Murra, the said lord Erle of Huntelie for himself has sett to his proper sele, and the said Elizabeth Countass of Huntelie for herself has sett to her proper sele, and the said George, son and appearand heir to the said lord Erle, has procurit the sele of the said priour of Pluscardin, and for the mare sickerness subscrivit with thair awin hands, the day, yeir, and place before wrytten, before thir witnesses, Walter Ogilvie, Sherrif of Angus, Walter Berclay of Garntuly, Sir Thomas the Ross, Chanons of Murra, and others sindry, and this procurit sele is the common sele of Pluscardin, with consent of the convent before the said witnesses.

Richard Holande, chantour of Murrave,
Elyzabeth, Contas of Murray with my hand.
Nicolas of Sutherland, with my hand.
Alexander Flemyn, with my hand.
James of Dunbar, with my hand.

IV.

THE ERL OF ANGUS ENDENTOUR FOR MAREAIGE.—1461.

This indentur made at Sanct Andros the last day of September, the yeir of Gode j^{m} cccc sexty and ane, betuixt hie and myghty lords, George Erle of Angus, [Lord] Douglas, etc., on a part, and Alexander Erle of Huntle, Lord Badzenacht, on the tuthir part, proports and bers witnes that it is fullely accordit and appoyntit betuix the said parties, in manner and fourme as eftir folouis: that is to say, that Archibald, son and air apparend to the said George Erle of Angus, sal mary Gode willand, and hafe to spous Katerin, doghtir to the said Erle of Huntle, or quhat uthir doghtir of his that the said Erle of Angus liks best to chose; for the quhilk mariage the forsaid Erle of Huntle sal pay to the forsaid Erle of Angus tua thousand marks of vsuale mone of Scotland, at the termis eftir writin, that is to say at Whitsonday next efter the makkan of this indentur, a hunder punds, and at Martymes next thairefter, ane uther hunder pund, and at the Whitsonday next thairefter a hunder marks, and at Martymes next thairefter a hunder marks, and suafurth, terme be

terme, a hunder marks terme be terme, ay and quhil the forsaid ij^{m} marks be fullely content and paid; and gif it happinis, as Gode forbede, the said Archibald to decese befor the fulfilling of the said marriage, the secund brothir to the said Archibald, beand air to the forsaid Erle of Angus, sal mary the said Katerine, or ane uthir doghtir of the said Erle of Huntleis as is beforesaid, and suafurth frae son to son, and doghtir to doghtir of the forsaid Erlis, gottin of full bed, quhil the marriage forsaid be completit. Atour it is accordit that the said Erle of Angus sal gif a hunder marks worth of lande lyand within the sereidom of Angus, with his forsaid son Archibald, and present him with the fee of the said lands, betuix the day of the date of thir presents and the fest of the Purification of our Lady next thairefter folouand; and at the fulfilling of the said mariage, or within xl dais efter, the saids Archibald and Katerin, or ony of the doghtirs or sonis of the said Erlis, that the said marriage is fulfillit with, sal be put in state baith of the fee and franktenement of the said hunder marks wourth of lands, and the langest lifand of tham; and the said Erle of Angus shall deliuer his forsaid son Archibald to the said Erle of Huntle ony time at the pleisance of hym, fra he be past vij yers of age, or ony uthir that the said mariage shall be treitit with, and in sic like wis, the forsaid Erle of Huntle his dochtir to the said Erle of Angus; and gif it happinis that be dede or disasent of the forsaid Erlis sonis and doghtiris the forsaid mariage be not completit, the said Erle of Angus sal content and asith the said Erle of Huntle, his airs or assigneis, of samekle siluer as he has ressauit of the said ij^{m} marks, and in sic lik wis and termis; for the quhilk the said hunder marks wourth of land sal remayn with the said Erle of Huntle, his airs or assigneis, in part of payment of the soums ressauit be the said Erle of Angus or his airs of the said ij^{m} marks, ay and quhil the some ressauit be the said Erle of Angus of the said hunder marks wourth of land, and his obligation, be fullely content and paid; and all and sundry thir forwritin things the said Lords Erlis are oblist lely and treuly be the faithis of thair bodyis the haly ewangelis tuichit to kepe and obserue, but fraude or gile, and to induce thair sonis and doghtiris on athir sids, als far as in tham is, to the fulfilling of the said mariage, of the quilk gif the contrary may be knawin, the perty that it may be kend upon sal be haldin mansworn, and infamis for al the dais of his life, and for the mair sourtie and witnessing of all thir for-

writin things the parteis forsaid has interchangeably set to the seilis of their armis to thir presents, yheir, day, and place forsaid, and subscrivit with thair avn hands.

Georg Erl of Angws.

V.

KING JAMES III. TO GEORGE EARL OF HUNTLY—1476.

Rex. Richt traist and hertlie belouete cousing we grete you wele, and we thank you in the maist hertlie and tender wiss we can or may, of the gret labour and charge ye haue takin on yow of tyme of for, in the recouer of our castell of Dingwall, and specialy now of laite of the invasioun that ye haue maid uppone our rebellis in Lochquhabir, till oure singular and gret emplezer, certifying you, that the gret labour, cost, and travale takin on you be vertu of our charge, we haf and sall haf in fresche rememberence till reward you eftir your gret meritis, praying you in hertlie wiss that ye tak to na displeser that we haf for a little lymmit the keping of our said castell to our cousing Johne Stewart, quhilkis we haf ordanit to be rulyt and gouernit in all materis be your grete prudence and vertu; and had it saa bene that ye at your last being with us had dissirit the keping of our castell, we suld hawe preferrit you therin befor all wtheris; and all sic uther thingis as ye dissirit we haf grantit hertfully unto yow, exhorting you of gude perseuerance and continuance in the invasioun of our said rebellis, and to the augmentatioun of the gude of our croune, and bene publick and comoun proffit of our realme, for we sall veraly sende nocht allanerly to reward you, bot in lik wiss all utheris being with you, in that wiss, that utheris our liegis sall tak exemple to wirk and do for our empleser; and the blessit Trinitie haf you in his keping Writtin under our signet at Edinburgh, the xxviii day of Marche.

James R. Scheues

[In dorso] Carissimo consanguineo nostro Georgeo comiti de Huntlie domino Gordoun et Baidzenach.

VI.

KING'S [JAMES III.] OBLIGEMENT TO GIUE HUNTLY A 100 MARKS WORTH OF LAND FOR RECOUERING ROSSE—1476.

James, be the grace of God King of Scottis, To all and sindri oure liegis and subditis quhais knaulage thir our lettres sal cum greting: wit yhe for the gude, trew, and thankfull seruice done to ws be oure richt der and traist cousing, George Erle of Huntlie, Lord Gordoun and Badienach, and in recompenss of his gret lawbor, travel, and expenssis made and sustenit be him in the recouering to ws of the erledome of Rosse, and expulsioun of oure rebellis aud tratouris being in the sammyn, we haue grantit and promittit, and be thir oure lettres grantis and promittis, to the said George, that we sale gif to him and his aeris a hunder merkis worth of land liand in competent placis in the north partis of our realme, and infeft him heretably thairin be charter and sesing before the fest of Witsonday next to cum, eftir the date of thir our lettres; and alsa becaus oure said cousing, the tyme he was lieutenand to ws, promittit in our name to gife to our louet Huchoun of the Ilis tuenty pundis worth of land for the said Huchounis gude and thankfull seruice done to ws in the expulsioun of oure said rebellis, and optenyng of oure castell of Dingwell, we sal tharefore gife to the said Huchoun, tuenty pundis worth of our landis liand in competent placis in the north partis of our realme, and infeft him heretably thairin be charter and sesing, befor the said fest of Witsonday; and attour we sal ger deliuer and pay to the said George fifty merkis, and to the said Huchoun ten pundis of siluer, or assigne thaim quhair thai sal tak the sammyn of our malis and rentis at Mertimes next to cum, for recompens of the malis of the said landis, becaus we haue nocht infeft thaim thairin before the said fest of Mertimes. Gevin under our preuie sele at Edinburgh the xxiiii day of October, and of our regnne the sevintene yhere.

Per supremum dominum nostrum regem et concilium

James R. Scheues.

Admissum ad allocandum pro terminis contentis in hac littera per dominos auditores viz. archiepiscopum Glasgeuensis episcopos Abirdonensis Morauiensis abbatem de Scona clericum registri Henricum Alani

et Ricardum Roberti in scaccaria decimo nono Julii anno Domini etc. nonagesimo octauo usque ad dimissionem dictarum terrarum in manibus regis. Murray.

VII.

INSTRUMENT UPON ANNULLING OF ALEXANDER CROM M'ALLAN HIS OFFICE OF TOCHDORESHIP OF STRATHDOUN—1477.

In Dei nomine Amen Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab incarnatione Domini millesimo quadringentesimo septuagesimo sexto mensis vero Januarii die vicesimo septimo indictione decima pontificatus sanctissimi in Christo patris et domini nostri domini Sixti diuina prouidentia pape quarti anno sexto In mei notarii publici testium subscriptorum presentia personaliter constitutus nobilis miles dominus Walterus Stewart de Strathawin mandauit Alexandrum Stewart suum bulliuum ad hec per suas litteras sufficientes constitutum dare et deliverare sasinam statum hereditarium et possessionem Alexandro Caldor attornato Alexandri Crom Makalonnen de terris de Inuercabo more et de officio tochoderatus de Strathawin cum pertinentiis secundum formam et tenorem breuis domini nostri regis dicto milite super eisdem directi Et pro certis causis ipsum dominum Walterum mouentibus dictam sasinam et possessionem fregit adnullauit contradixit ac penitus et omnino adnullauit si possessio debet dici si per non ut asseruit per erectionem terre et capis et fractionem unius disci super fundo predictarum terrarum cum protestatione solita primo quod principale non seruiabatur in ordine ac quod vicecomes in hac parte constitutus per litteras regias fuit exoneratus et quod nulla legitima proclamatio breuis inquisitionis ad quadraginta siue quindecim dies fuit facta et quod assisa super eodem breue erat electa ad voluntatem partis aduerse et pro hiis et aliis causis ac premissis ut asseruit dictam sasinam adnullauit Super quibus omnibus et singulis predictus dominus Walterus Stewart a me notario publico subscripto sibi fieri petiit publicum et publica instrumentum et instrumenta Acta erant hec super fundo predicto hora quasi tertia post merediem uel eo circa anno mense die indictione et pontificatu quibus supra presentibus nobilibus prouidis et discretis viris domino Duncano Graunt de Fruchuy milite Patricio Graunt Jacobo Graunt in artibus

magistro Alano Stewart armigero et domino Willelmo Fostin capellano cum multis aliis etc.

Et ego Johannes Kemlok presbiter Brechinensis dioceseos publicus imperiali et regali auctoritatibus notarius etc.

VIII.

THE CONTRACT OF MARRIAGE OF THE ERLE BOITHVILE—1491.

In nomine Domini nostri Amen Thir indentures maid at Perth the xxj day of Februar, the yere of God j^{m} iiij^{c} lxxxx yers, conteinis, proports, and bers witnis, that it is appointit, agreit, and finally concordit with the beneuolence and fauours of our soueran lord the King, and gif it pleses his hienes, betuix richt noble and michty lords, George Erle of Huntly, and Alexander Lord Gordoun his soun, on that ane parte, and Patrike, Erle Boithvile and Lord Halis, on that wthir partt, in manner, forme and effect as efter folowis : that is to say, that the said Erle Boithvile sall mary, God willing, and haue to wife ane of the twa douchters of the said Erle of Huntlyis, Margarete or Katherine, quhilk of tham that sall best plese the said Erle Boithvile, and sall contract the bands of spousage be words of the future tyme with ane of the saids Margarete or Katherine, betuix the date of thir indenture and the xx day of Aprile next to cum, and thairefter als hastely as it may be vpone lawe, sal solempnyze and complete in the face of haly kirk the said mariage ; and gif ther be ony impediments of affinite or consanguinite funden in the meyne tyme, quharthrow the said mairage may not haue progress eftir the law of haly kirke, the remede thairof be procurit, and a dispensation goten in all possible haist be comon expenss of baith partys. Far the quhilk mariage to be completit, God willing, as said is, the saids Erle of Huntly, and Lord Gordoun, thair airs, executours, and assignais, sall thankfully content and pay to the said Erle Boithvile, his airs, executours, and assignais, the some of twa thousand marks of gude and vsuale monee of Scotland, at the termes following, that is to say, at the feste of Witsonday next to cum efter the said xx day of Aprile, twa hundreth marks at the fest of Saint Martyne in wynter thairefter next following, vther ij^{c} marks, at the feste of Witsonday next thairefter, ij^{c} marks, at the next Martymes

next thairefter ane hundreth punds, at the next fest of Witsonday thairefter ane vther hundreth punds, and sa furth termely and yerely at Martymes and Witsonday, at ilk terme ane hundreth punds, quhile the said some of twa thousand marks be fully content and pait; and gif it happinnis, as God forbede, the said mariage to failze, be discess of ony of the saids Margarete or Katherine, quhilk of tham that the said Erle Boithvile sal spouse, or be ony vther way sa that the said mariage be not complete, than the said Erle Boithvile his airs, executours, and assignais sall refounde and pay to the saids Erle of Huntly and Lord Gordoun, thair airs, executours, and assignais, samekle of the said somes as he ressauis, in payment of the said toquhir, befor the failzeing of the said mariage, but fraude or gile. To the faithfull observing and keping of all and sindry the premisses, ilk ane of the said partys ar bunden and oblist til vther be thair grete aithes, the haly ewangelis twechit, vnder the paynis of inhabilite, periure, and infamite, and vnder the payne of twa thousand punds to be applyit as efter folowes, that is to say, to the reparation of the Cathedral kirks of Glascu and Abirden j^{m} marks, til our souueran lord the King j^{m} marks, and to the party obseruand this apointment j^{m} marks, to be pait be the party brekand the samyn in name of payne, and for costs, scaithes, and expensis sustenit be the breking of this present contract. In witnes quharof to the parte of thir indenturis remanand with the saidis Erle of Huntly and Lord Gordoun, the said Erle Boithvile has affixt his sele and subscriptioun, and to the parte remanand with the said Erle Boithvile, the saidis Erle of Huntly and Lord Gordoun has affixt thair seles and subscriptions, the day, yeir, and place aboue writen. Patrik Erle off Bothvile.

IX.

CONDESCENDENCE BETWIXT PATRICK BARCLAY OF GARTLIE, AND THE VICAR OF GARTLIE—1505.

In nomine Domini Amen Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno ab Incarnatione Domini millesimo quingentesimo quinto mensis vero Nouembris die quarta indictione octaua pontificatus sanctissimi in Christo patris et domini nostri domini Julii di-

uina prouidentia pape secundi in reuerendi in Christo patris et domini domini Andree miseratione diuina episcopi Morauiensis commendatarii de Pettinweme et Cottingham in Anglia Sancti Andree et Eboracencis dioceseum meique notarii publici et testium subscriptorum presentia personaliter constitutus prefatus reuerendus pater has partes subscriptas per sua media ad hanc concordiam deueniri causauit et finaliter appunctuari viz. inter honorabilem virum Patricium Berclay de Grantuly ab una et dominum Willelmum Winchestre vicarium de Grantuly partibus ab altera viz. quod ipse dominus Willelmus et sui successores vicarii de Grantuly intromittant pacifice sine aliquo impedimento cum crofta adiacente predictam ecclesiam quam idem dominus Willelmus vicarius predictus tempore istius concordie possedebat Et pro huiusmodi crofta idem dominus Willelmus et sui successores vicarii de Grantuly per se vel suos substitutos semel in ebdomeda celebrabunt pro defunctis missam et super sepulcro prefati domini de Grantuly et sui patris ac eorundem heredum dicant de profundis cum collecta ut moris est Super quibus omnibus et singulis idem Patricius dominus de Grantuly a me notario publico subscripto sibi fieri petiit unum seu plura publicum seu publica instrumentum seu instrumenta Acta erant hec infra locum de Grantuly sub anno mense die indictione et pontificatu quibus supra presentibus ibidem venerabili viro magistro Johanne Spence succentore et officiali Morauiensis Hugone Muncreff et Thoma Nesbit laicis testibus ad premissa vocatis pariter et rogatis.

Et ego Johannes Sanchar artium magister presbiter Abbirdonensis dioceseos publicus apostolica imperiali et regia auctoritatibus notarius etc.

X.

CONTRACT OF MARRIAGE, EARL OF HUNTLY WITH THE DAUGHTER OF THE EARL MARISCHALL—1530.

Thir indenturis, maid at Edinburgh the tuenty-sevin day of Marche, the yeir of God ane thousand five hundreth and thretty yeris, quhilk proports, conteins, and beris leill witnessing in the self, that it is appoyntit, aggreit, and finally concordit betuix potent, nobill, and michty lords George Erll of Huntlie, with avis and consent of his curators, Gawyne

Bischop of Aberdene, and William Scott of Balwery, knyght, on that ane part, and Williame Erll Marschall, with avis and consent of his curators, George Bischop of Dunkeld, Gawyne Bischop of Aberdene, and Dame Beatrice Dowglas, Countes of Marschall, his moder, on that vther part, in manner, forme, and effect as efter folowis: that is to say, the said George Erll of Huntlie sal, God willing, mary and haif to spousit wif Elizabeth Keith, sister to the said Williame Erll Marschall, quhilk mariage sal be compleit and solempnizate in face of hali kirk, als sone as ane dispensatioun may be gottin of the Papis halynes, fra the court of Rome, or quhair euir the Paip beis, for impediments of consanguinite or vthiris causs standing betuix the said George and Elizabeth that may be stop to thair lauchfull mariage; the quhilk dispensatioun the said William Erll Marschall and his frends sall causs be brocht haime upoun thair expens with dew diligence, quhilk beand brocht hame, the said George Erll of Huntly sall redely vse the samin dispensatioun, and compleit mariage with the said Elizabeth, but ony langar delay, the said Elizabeth and her frends being then reddy thairto; alsua it is appointtit that incontinent, with all possibill diligence, the said George Erll of Huntlie sall rais breivis of inquest of our souerane lords chapell, and sall enter to all and sindry his lands and heretagis he hes within the realme of Scotland, and tak sasing and possessioun thairof within xx dais efter the feist of Pasche next to cum, and sall heirto do all his possibill diligence, to the intent and effect that the said Elizabeth being maryit lauchfully with the said George, gif it suld fortune him to deceis, as God provid it do not, that the said Elizabeth may haif ane resonabill terce of all and sundry his lands. For the quhilk mariage to be lauchfully solempnizet and compleitit in the face of hali kirk, the said William Erll Marschale and his aris sall content and pay to the said George Erll of Huntlie, his aris and assignais, the soum of five thousand marks vsuall money of Scotland, in this maner, and at thir termes efter following: that is to say, at the feist of Sanct Johnne the Baptist callit Mydsomer nixt to cum, the soum of twa thousand and five hundreth markis, and at the feist of Sanct Martyne in winter nixt thairefter the soum of thre hundreth marks money forsaid, and at the feist of Witsunday nixt thairefter vther thre hundreth marks, and at the feist of Martymes nixt thairefter thre hundreth marks, and swa furth termly at ilk terme of Witsunday and Martymes thre hundreth marks, ay and quhill the said soum of

five thousand marks be fullely and compleitly payit; als sua it is appoyntit, that gif thair happynis or occurris ony caus of diuorce or impediment of law, quhy the said George Erll of Huntlie and Elizabeth Keith may nocht lauchfully remane togidder in mariage, efter that thai be anis maryit be way of deid, als oft as ony fit caus of diuorce or impedimentis occurris, the said George Erll of Huntlie sall als sone as ony sic impedimentis cumis to his eiris, with all possibill diligence send to the court of Rome for new dispensationis, and sall obtene and get thame and bring thame hame to conferme the matrimony standand betuix thame, makand the barnis lauchfull than gottin or to be gottin betuix thame, and abill to succeid to the said Georgis heretage, thai being aris maill; and in the meyntyme, efter the getting of knawlege of the said causs of diuorce or impediments, quhill the hame cuming of the sadis dispensationis, the said George sall move na caus of diuorce to part fra the said Elizabeth, bot sall abyde and vse thame realy and actualy, the said Elizabeth being reddy thairto; and gif it happynis thame to be diuorcit and partit be autorite of the kirk law, the said George sall bring hame dispensationis sufficient, quhairby thai may mary agane; quhilk dispensationis he sall vse and contract mariage agane, sua that the said Elizabeth sall be his lauchfull wif, and the barnis gottin or to be gottin betuix thame lauchfull and abill to succeid to the said Georgis heretage, thai being aris male as said is, providing allway that the said Elizabeth be reddy thairto; alssua it is appoyntit that the said George Erll of Huntlie sall nocht analy ony of his lands and heretage fra the aris gottin betuix him and the said Elizabeth, it being neuirtheless lesum to him to gif tuenty pundis wortht of land to ane second sone, to be haldin of himself, or gif he purchess or byis ony lands, it sall be lesum to gif thai lands or dispone thame as he plesis, and als for neidfull causs to wedsett apoun sundry reuersionis, sundry pecis of his lands vnder guid reuersionis, witht thre or five yeir tak efter the outquyting and na mair; als sua it is appoyntit that the said George Erll of Huntlie sall gif be charter and saising to the said William Erll Marschell heretabilly, fourty pundis worth of his lands within the barony of Huntly with the annexis, callit of old Strabogy, vnder ane letter of reuersioun berand this effect, that notwithstanding the said George Erll of Huntlie hes infeft the said Williame Erll Marschale in sic fourty punds worth of land, neuirtheless als lang as the said George Erll of Huntlie remains and stands in mariage with the said Elizabeth Keith,

the said William Erll Marschale, his aris nor assignais sall neuir intromet with the sadis landis, nor tak vp maill, proffet, or deuiteis of thame, or ony part of thame, and how sone outhir the said George Erll of Huntlie deis, husband to the said Elizabeth, or the said Elizabeth deis, spous and wif to the said Erll of Huntlie, the said Williame Erll Marschale, his aris and assignais sall renunce, and gif our the sadis lands to the said Erll of Huntlie, and his aris, and gif the said George Erll of Huntlie beis diuorcit and partit fra the said Elizabeth in thair liftyme, and the said George in his wyt and defalt, will not contract mariage lauchfully agane with hir be dispensationis of the Papis halynes, in that cais the sadis lands to remain with the said Williame Erll Marschale, ay and quhill the said George Erll of Huntly, or his aris pay to thame on ane day, twa thousand marks, providing allwayis that gif the said diuorce or parting cumis be occasioun of the said Elizabeth, or be hir pursute, in that cais the said George Erll of Huntlie sall pay na sovmis bot allanerly the touchir that he resauis. Item, it is appoyntit that the said William Erll Marschell at the tyme of completing of the said mariage sall gif cautioun and sourtie thre or four landit men, to be bunden conjunctly and seuerally to the said George Erll of Huntly for the payment of the sadis sovmis, or ellis sall gif him lands be charter and sasing to the availl of the sadis sovims vnder reuersionis; the sovmis being payit at the termis forsaid, the said George Erll of Huntly sall gif ouir agane the sadis lands, and in the meyntime sall tak vp na proffet of the lands, the termis being kepit, and sovmis payit. Item, it is appoyntit that gif it plesis the said George Erll of Huntlie to desire payment of the soum of ane thousand punds as part of the touchir, befor the tyme of the lauchfull completing of the said mariage, in that cais the said George Erll of Huntlie sal at the tyme of the ressavyng of the said money, with consent of his curators, gif the said infeftment of the said fourty pund land to the said Williame Erll Marschell, heritabilly, under ane reuersioun, that befor the terme of Martymes nixt to cum the said Williame Erll Marschale sal not intromet with the saids lands, and gif the said mariage failzeis, and beis not completit befor the said feist of Martymes, than, and frathanfurth the said Williame Erll Marschale, and his aris sall intromet and tak up the proffits of the said fourty pund land, ay and quhill the said soum of ane thousand pund be payit agane to him; providing that gif the said mariage beis completit, that this reuersion be expirit, and the sadis lands to remane with the said Williame Erll Mar-

schale, ay and quhill thai be redemit be vertew of the vthir reuersionis abou expressit, contenyng the soum of twa thousand marks, tuiching that cais that diuorce be maid betuix him, and the said Elizabeth, and he mary hir not agane as is abou conteint. To the observing, keping, and fulfilling of all and sundry the premiss, and euery point and part thairof in forme and effect as is abou writtin, athir party binds and oblissis thame, ilk ane to vthiris, for thame, thair aris, executouris, and assignais, faithfully be the faithis and treuthis in thair bodyis, the haly ewangelis tuichit, and vnder the pains of defamatioun, periure, inhabilite, and neuir to be hard nor stand in judgement contrar the tenor of the premiss; in witnes of the quhilk thing to the part of thir indenturis to remane with the said George Erll of Huntlie, the said Williame Erll of Marschale hes affixit his propir seil with the subscriptioun of his hand, togidder with the subscriptioun of his saidis curators, in takin of their consent and assent to the premiss, and to the part of the samin to remane with the said Williame Erll Marschale, the said George Erll Huntlie hes affixit his propir seill with the subscriptioun of his hand, togidder with the subcriptionis of his sadis curators, in takin of thair consent and assent to the premissis, day, yeir, and place forsaids, befor thir witnes venerable clerks, maister Johnne Cantelaw, Archidene of Sanct Andros, maister Robert Creichtoun, provest of Sanct Gelis kirk of Edinburgh, George Gordoun of Scheves, Patrik Butter of Gormok, Andre Stratoun of that Ilk, Sir John Lethe persone of Philorth, maister Johne Mailuile maister Andro Kyd chapellanis, and Alexander Young public notar, with vthiris diuerss.

Wylliam Erll Merscheall.
Gawan Byschop of Aberdene.
Ge. Bisschep off Dunkeld.
Beatrice Douglass, Masteres of Merscheale, wyth my hand at the pen.

XI.

LIEUTENANDRY OF THE NORTHE—1543.

Maria Dei gracia Regina Scotorum Omnibus probis hominibus suis ad quos presentes littere peruenerint salutem Sciatis quod Nos cum auisamento et consensu charissimi consanguinei et tutoris nostri Jacobi comitis Aranie domini Hammiltoun regni nostri gubernatoris fecimus

constituimus et ordinauimus ac per presentes facimus constituimus et ordinamus dilectum consanguineum nostrum et consiliarium Georgium comitem de Huntlie dominum Gordoun et Badzenacht nostrum locumtenentem intra omnes bondas a boreali latere vicecomitatus nostri de Kincardin et terrarum de Mernys ad mare occidentale et a dictis terris de Mernys infra omnes bondas tocius borealis patrie tam insularum borealium infra vicecomitatum nostrum de Inuernys ac insularum Orchadensis et Zetlandie quam firmarum terrarum ex predicta boreali parte prefatorum vicecomitatus et terrarum de Mernys Dantes concedentes et committentes dicto nostro consanguineo et consiliario ac locumtenenti nostram plenam potestatem et mandatum speciale omnes et singulos ligeos et subditos nostros infra predictas bondas regendi gubernandi et defendendi ac ipsos quocies opus fuerit et expedire videbitur pro ipsorum et aliorum regni nostri subditorum et ligeorum pace tranquillitate et defensione ac eciam pro inimicorum nostrorum rebellium proditorum et transgressorum resistencia inuasione et punicione ac ad justiciam exiquendam ad arma excitanda et conuocanda et eosdem ligeos et subditos nostros ad id faciendos sub proditionis pena monendi mandandi et precipiendi Necnon nostrum vexillum gerendi leuandi et explicandi statuta regulas proclamationes et ordinationes pro illorum regimine et iusticie conseruatione condendi faciendi et statuendi Ipsorum violatores et incontrarium deuenientes ac alios quoscunque intra predictas bondas dicto nostro locumtenenti et preceptis ac mandatis suis in premissis minime obedientes seu aliàs delinquentes corrigendi castigandi et ad nostrum cornum ponendi ipsosque nostros rebelles declarandi et si opus fuerit igne et ferro inuadendi et eisdem captis et detentis incarcerandi et secundum suorum delictorum quantitatem et juris exigenciam puniendi et iustificandi ac ipsarum eschaetas leuandi et percipiendi et nostro vsui applicandi et importandi et si necesse fuerit pro hujusmodi namandi et distringendi curiam seu curias justicarie et aliàs quocies opus fuerit et illi expedire videbitur ad hunc effectum pro justicie administratione statuendi inchoandi affirmandi et tenendi ac quociens opus fuerit continuandi deputatos insuper ac clericum seriandum judicatorem et omnes alios officiarios et curie membra necessarios creandi ordinandi deputandi et jurari faciendi Castra et alia fortalicia contra nos et nostram auctoritatem infra predictas bondas detenta eorumque detentores tociens quociens opus fuerit expugnandi obsidendi et ad nostre auctoritatis obedienciam recuper-

andi ac ipsos detentores illisque adherentes et participes tanquam inimicos et rebelles nostros puniendi supra dictis eciam castris recuperatis captis et obtentis nobis et nostre auctoritatis nomine custodiendi constabularios et omnes alios officiarios ad hoc requisitos et necessarios sub ipso faciendi creandi et deputandi pro quibus respondere tenebitur Preterea concedimus prefato nostro consanguineo consiliario et locum tenenti ut possit quandocunque sibi visum fuerit expediens pro dictorum nostrorum ligeorum et subditorum salute ac reipublice bono cum rebellibus et proditoribus nostris quibuscunque communicare et loqui ipsosque ad fidem et obedienciam nostram reducere et reconsiliari et quum sibi visum expediens fuerit a dicto nostro cornu processu relaxari desuper quoque pro nobis et nomine nostro pacisci ac plegios pro bono regimine et patrie tranquillitate capiendi recepiendi et custodiendi et generaliter omnia alia et singula faciendi gerendi et excercendi que in premissis et circa ea necessaria fuerint seu quoquammodo oportuna Ratum et gratum firmum atque stabile habentes et habiturum totum et quicquid prefatus noster consanguineus et locumtenens sui deputati et ministri in premissis rite duxerint seu duxerit faciendum Quare vniuersis et singulis ligeis et subditis nostris quorum interest stricte precipimus et mandamus quatenus prelibato nostro consanguineo et locumtenenti suisque constabulariis et officiariis in omnibus et singulis premissa et dictum suum officium locumtenentis concernentibus et tangentibus prompte respondeant pareant et sine contradictione sub pena suprascripta obedient durante prefato suo officio quod pro voluntate dicti nostri tutoris durare volumus In cuius rei testimonium presentibus magnum sigillum nostrum apponi fecimus apud Edinburgh penultimo die mensis Marcij anno Domini millesimo quingentesimo quadragesimo tercio et regni nostri primo.

James G.

XII.

COVENANT BETWEEN THE DUKE OF SOMERSET AND GEORGE EARL OF HUNTLY—1548.

First, it is covenanted betwixte the Lord Protectour his grace of England, and the Erle of Huntley, Scottishman, prisoner as hereafter fol-

loweth. Item, at the humble sute of the said Erle of Huntley, the lord protectouris grace hath graunted him lycence to departe into Scotland, there to remayn the space of two monethes and a half next after his departure out of the towne of Barwicke, and the said Erle of Huntley hath promised by his faithe and honour to reenter agen presoner as he is nowe, within the space above written, and present himself vnto his gracis lieutenannte, Lord Warden of the est and middle marchies, or capiten of Barwicke, and shall at his repaire to Barwicke, and before his departure out of the kingis maiesties dominions, enter and deliuer vnto the said lieutennante, lord warden, or capiten, Elizabeth counteis of Huntley his wief, Alexander Lorde Gordon his eldest sonne, George Gordon his second sonne, William Gordon his thirde sonne, and Mr. Alexander Gordon, postulate of Catnes, his germyn brother, as hostagis and pledgis for his trewe and faithful entrie at the day aforsayd, and the erle shal make payement of randsomis of prisoners by him vndretaken. Item, that at the entre of the sayd erle into Barwicke, the hostagis and pledgis and euery of them afornamed shall have free lycence, libertie, and saufe conduicte to passe into Scotland frely, but stopp, let, impediment, or demaunde maid to them, or either of them, by any of the kingis maiesties of Englandis lieutenanntis, capitenis, soldiouris, guarrisons, or by any othir his hieghnes subiectis within his maiesties realme, holdis or dominions, of the said conduict and sauf garde to endure for fyvetene dayes after the departure from Barwicke. Item, if it happen the sayd Erle of Huntley to dye or dissese afore his forsaid entree, the perfect knowledge thereof coming to the lorde protectouris grace or the kingis maiesties counsaill, that in that cace within fyvetene daies thereafter, they shall permit the said hostagis and pledgis, and either of them, to departe freely into Scotland, but stopp, let, or impediment, as is aforewritten, and as he hath made lawfull intrest. Item, forasmuch as certein presoners, Scottishmen, who heretofore hath been let to go home vppon their faithes and promise of reentery, have failed therin, and for excuse, alledged that they coulde not be suffered by the auchthoritie of the realme, he shall therfore before his entree into Scotland, procuer and deuise to be sent vnto him from the gouernour, and such as have auchthoritie in Scotland, sufficient pasporte and saufe conduict for the entree and return of himself, and such others as shall depart out of England with him. Item, if it happen the sayd Erle of Huntley to be vexed

with sicknes and infirmitie, so that he may not travaill at the daie of his forsaid entree, in that cace, the same duely proved, the lorde protectouris grace promiseth it shalbe no hurte to his faithe, nor charge to his honour in the delayeng of his said daye of entree, provided alwayes that the said Erle of Huntley, immediately after his recouery, shall entree and present himself as aforenamed; vnto which entree the Erle of Huntleys pledgis and hostagis, and euery of them, shall frely departe as is afore written, and so as he made his entree at the daye specially afore mentioned. Item, that the said Erle of Huntly shall nought can agenist the kingis maiesties lieutenanntis, capitaynes, armies, forces, holdis, dominions, or procedingis; ne give aduise or counsaill to the impechment of his hieghnes affaires, directly or indirectly, during the tyme of his being in Scotland, and while his lawfull entry as said is; and for the true and faithful observing and keaping of all and sundry the premisses, the lord protectouris grace, for his parte, hath promised by his faithe and honour, in the worde of a prince, in name of the kingis maiestie of England; and the Erle of Huntley, for his parte, to be bounde and obliged faithfully and truly to kepe all the premisses for his parte, in witness and testification of the which the lorde protectouris grace, and the sayd erle of Huntley gave, signed, subscribed, and sealed this present indented writ interchanngeably the ffifte of December, the second yere of his maiesties most prosperous reign.

E. Somerset.

XIII.

INDENTURE BETWEEN EDWARD DUKE OF SOMERSET, LORD PROTECTOR OF ENGLAND, AND GEORGE EARL OF HUNTLY—6TH DECEMBER, 1547-8.

Wheras the vth day of December last past before the date hereof, that is to say yesterday, there was and is passed certen couenants in writing under the signes and seales of us Edward Duke of Somerset, Erle of Hertford, Vicecount Beauchamp, Lord Seymour, uncle to the king oure soueraigne lord, high treauserer and erle marshall of Inglande, capten of the Ilis of Gurnsey and Jersey, lieutenant general of all his majestys

warres, alswell by sea as by land, Governor of his highnes most roiall parson, and protectour of all his highnes realmes, dominions, and subiectis, and knight of the most noble order of the Garter; and George Erle of Huntly, of Scotlande, toching the going of me the said erle into Scotland, and my return agen upon certen couenants and articles conteined and expressed in suche forme as in the said writing is conteigned; We the saide duke and erle do all men understande to whom theis presentis shall comm, that the said writing is of none effect, and that we both did not, nor do mane that the said writing shuld binde anie of ws, or be of anie effect or force, but wes deuised onely by the procuirement and desier of me the said erle, to be carried with me the said erle into Scotland at my going thither, to be shewed to the gouernor and others of Scotland for a couert of our proceidingis, and to the intent that by pretence thereof I the said erle might the better conduce my seruice to the furtherance of the kingis majesteis affaires, and the advancement of such purposes as I have promised to the said Duke to do my best to bring to passe, and theirfor we the said duke and erle do by theis presentis confess, couenant, and agree by the desier of me the said erle, the forsaide articles to be voide and of none effecte; ffirst when the said erle is nowe licensed uppon the couenents following heir under to passe into Scotlande as aforesaide, the said erle hath, and doth promitt by his faith and honor, that uppon his reppaier to Barwick, and befoir his departure out of the kings majesties dominions, he shall deliuer into the hands and custodie of the lieutenent to the said lord protectour, the lord warden of the est and middle marches, or the capitein of the castell of Bairwick for the tyme being, as hostagis and pledges, alsweill for his trew and faithfull entree and retvrn within the tyme heirefter limited, and presenting himself to the custodie of the said lieutennent, lord warden of the est or middle marches, capitein of Barwick, Elysabeth Countis of Huntly, his wife, Alexander Lord Gordone his eldest sone, George Gordone his second sonne, Wiiliam Gordone his thred sonne, and Alexander Gordone, postulate of Caitnes, his germein brother, and theruppon it shalbe liefull for him to departe into Scotland, ther to remaine the space of two monethes and a half next after his departure out of the said towne of Barwick, and he hath promitted by his faith and honor to reentre presoner as now he is, within the space aboue limited, presenting himself to the said lieutenent, warden, or the aforesaid capiten of Barwick, for the

relief of his said hostages and pledges. Item, he shall befor his entree into Scotlande procuer and deuise to be sent wnto him from the gouernor, and such others as haue the auctoritie in Scotlande, sufficient pasport and sauf conduct for the entre and returne of him self and such others as shall departe out of Ingland with him, and shall also besides the rest procure a semblable pasport from the bisshopp of Dunkeld. Item, he shall deuise and procure by all waies and meanes he can possible, that the uniting the two realmes may take effect, and the kingis majestie enioy the realme of Scotlande for the quiet and comen benefyte of the same, and shall to that intent traveill by himself, his seruantis, tennantis, ministeris, kinsfolkis, and friendis, and his power also sturre, animate, and procure that the gouernor of Scotland, the Bisshop of Dunkeld, and such other of the nobilitie of Scotlande as he can possible perswade therunto, do condiscende to the same union and to send certan ther commissioners to the borders for the further conclusion thereof, and if he can not be hable to procuer them therunto, but finde difficultie in them, or to use delaies therein for wynning of tyme, then if he shall thinke so good for the aduancement of the kingis seruice, he shall within the tyme of the two monethes and a half aforesaid by himself, his tenantis, frendis, and seruantis, so mony as he may procuer, and all others whom he can possible drawe therunto, he shall take plane and open parte with his majestie for prosecutioun of his highnes title to Scotlande, and otherwise shall put his force in ordir to do as shalbe therin appoynted and directed unto him by the ssid lord protectour, for his highnes seruice by the said erles aduise. Item, the said erle shall not do for his owne person, nor procuer or suffer so fare as he may to be done by anie other directely or indirectlie, any maner of thing or thingis preiudiciall to his highnes affaires and purposes in Scotlande during his abodde there, but shall aide, further, and aduance the same to his uttermost power, as in the article next before he speciallie promisith. It is also condiscended, couenanted, and agreed on the part of the lord protectors grace, that at the returne of the said erle and the presenting of himself into the hands of his graces lieutennant, lord warden, or capiten of Barwick, his hostages and pledges, and other of them aforenamed, shall haue free licence, libertie, and sauf conducte to pas into Scotlande freely without stopp, let, impediment, or demaunde made to them or either of them by anie of the kings majesties lieutenents and capitenis,

souldiouris, guarrisons, or by anie other his majesties subiectis whatsoeuer, or anie others within his majesties realme, lordshippis, holdis, or dominions, and the said conducte and sauf guarde to enduer for xv daies efter the reentre of the said erle, and presentement of him self in forme aforesaid. Item, if the said erle happen to dye or deceass before his foresaid entries, then the said Lord Gordone, his sonne and heire, contenteing himself to performe and accomplish the articles couenanted by his father, and in dede performing the said articles, and leaving also his brethern and uncle as hostagis to that effect, it shall be leefull for him to entre with his mother also for that seruice; and if he shall not content himself to promesse and in dede to perfourme the same articles wherunto his father standith bound with the deliuery of the hostages aforesaid all saue his mother to that effect he shall him self remain in Englande, untill such time as he shall haue made paiment of such randsome as shalbe reasonablie assessed to haue been paid on the behalf of his father, which order for paiment in that caice is grounded wppon the reason that the erle his father doth nowe retorne into Scotlande uppon his oune sute. Item, if the said erle shall bring into the field for his majesties seruice anie of the noble men of his countrey, being men of power, the same being appointed on the parte of the lord protector to serue and wynning them selfis and ther power, not taking open parte with his majesties ministeris, the said lord protector shall cause such allowance to be allotted, payde, and deliuered unto them, in respect of ther seruice, as for ther qualities shalbe conuenient, and as other of the kings subiectis haue, and his grace is further pleased and couenantith by theis presentis, that in cace of taking open and plaine parte with his majestie in forme aforesaid, he shall cause them to be aided with his highnes power in like manner as shold be done towardis his highnes subiectis, besids that the said erle shall uppon the uniting of the realmes by his good seruice or soner, at the consideration of the said lord protector, if he for him do according to his expectation, stande free of his randsome, and further be rewarded by his majesty, to the welthe and honour of him and his posteritie. Item, if it happen the said erle to be vexed with sicknes or infirmitie, that he may not traveill at the daye of his foresaid entree, in that cace the same duelie knowne and proued to the said lord protector, it shall be no hurte to his faith, nor charge to his honor, in the delaying of the said day of entree,

prouided alwaies that the said Erle of Huntly, immediatelie after his recouerie, shall entre and present himself as before; at the whiche entree the Erle of Huntleyes pledges and hostages, and either of them, shall frely departe as is afore wretin, and as he made his lawfull entrie at the day speciallie afore mentioned. Item, that the said erle, his frendis, kinsfolks, seruantis, partakeris in that cace shall bruik and enioy all and holl their lands, inheritance, holds, takes, stedings, roomes, offices and possessions, or anie other commodities that they haue at this present, and as they haue them to them and ther heires so long as they continew in ther true seruice, and if it shall happen the said erle, his frends or partakers as said is, take anie hurt or damage in ther lands, goods, or possessionis for the kingis majesties affaires, they shalbe recompensed of the same at the pleasur and consideraton of my lord protectors grace, and also if nede be, aided with money, men, munitioun, as my lord protectors grace shall thinke goode; and for the true and faithfull obseruing and keping of all and sundry the premisses, the lord protectors grace for his parte hath promised by his faith and honor, in the worde of a prince, in name of the kings majestie of England; and the Erle of Huntly for his parte, to be bounde and obliged faithfully and treulie to kepe all the premisses for his part. In witnes and testification of the whiche, the lord protectors grace and the said Erle of Huntly haue signed, subscribed, and sealed this present indented writ interchaungeable the sixt of December, the seconde yere of his majesties most prosperous reigne.

E. Somerset.

XIV.

ANE CONTRACT OF MARIAGE BETUIX THE LORD FORBES SON, AND THE ERLL HUNTLYES DOWCHTER—1548.

At Huntlie the xxj day of Februare, the yere of God ane thousand five hundreth and fourty-sevin yers, it is finalie appoyntit, concordit, and agreit betuix ane noble and myghty lady Elezabeth countas of Huntlie and Alexander lord Gordone hir sone, with the avys and consent of William Erle Marschell, William Bischop of Aberdene, Robert Bischop of Orknay, Alexander Ogilbe of that ilk and of Findlater, George Gor-

done of Scheves, Alexander Gordoun of Strathdoun, and James Gordone of Colquholdstane, nameit and ordinit be my Lord Huntly, beand in Ingland, that the said countas and lord Gordone hir sone suld wse counsall of in all gret mattiris, on that ane part, and ane noble and myghty lord William lord Forbes for himself, and Johne maister Forbes his sone, on that other part, in manner, forme, and effect as eftir followis: that is to say, for the ranewing of the auld amite, lyg, and kyndnes that hes ay bene betuix the howsis of Huntlie and Forbes, als Drymmynour, in tymis bygane, and perfyte amite kyndnes to continew in all tymis cuming, God willing, the said Johne maistir Forbes sall marie and haif to wiff ane of my lord of Huntleis dochtiris now oncontrakit, viz. Margret or Jane, and sall contrak the said mariage and solempnizate the sam in face of haly kirk, quhou sone the said Johne and my lordis dochtir beis of perfyte aige to marie, to quhome the said William Lord Forbes sall gif in conjunct fie, haldin of his superiour be resignatioun or charter of confirmatioun, as pleisis best the said Erle of Huntlie, or the said countas and Lord Gordoun, ane hundreth and threscore mark landis; for the quhilks mariage and conjuncte fie, the saidis Erll Huntlie, countas, and Lord Gordone, sall obtene ane dispensatioun of ferdis of consanguinite, and vpon als mony othir impedimentis as thair beis fundin betuix the said Johne and erllis dochtir, and als oft as necessare sall be, swa that thair sal be na impediment, nothir of consanguinite nor affinite betuix the said Johne maister Forbes and the said erllis dochttir, bot at thai may lesumlie marie at thair perfite aige; and als sall content and pay to the said William lord Forbes, his airis, and executours, and assignais, the sowme of tua thousand marks wsuall money of Scotland, viz., at the completing of the said mariage five hundreth marks, and at the nixt terme of Witsonday or Martimes eftir the said mariage thre hundreth marks, and sua yeirlie and termlie the sowme of thre hundreth marks, quhill the compleit payment of the said sowm of tua thousand marks, and the said countas sall send this contract to Ingland with diligence, and get the sam apprevit, subscrivit, and seillit be my Lord Huntlie; and thaireftir within tua monethis sall find four landit men, akit in the officialis buks of Murray or Aberdene, for the payment of the said sowme of tua thousand marks at the tymis foirsaid, for the tochir of the said Johne maister Forbes, and cawsis foirsaid; and attour, gif this contract beis thocht obscure or generall in ony poynt be athir of the said parteis,

the sam sall be declarit and ranewit at the requisitioun of ony of the said parteis fra the othir. The quhilk to do, obserue, and keip, baith the saids parteis ar bund, obleist, and sworn, ilk ane to othir, be the faith and treuth in thair bodeis, but fraud or gyll; and eftir at it be apprevit and seillit be my Lord Huntlie, the sam to be insert in the officialis buks of Murray and Aberdene, and ilk ane moneist to keip the sam for thair awin part, onder the pane of cursing; in witnes of the quhilks, baith the saids parteis hes subscrivit this contract, yere, day, and place forsaid, before thir witnes, ane reuerend fader in God, Bischop of Orknay, honorabill men, Alexander Ogilbe of that Ilk and of Findlater, James Gordoun of Colquholdstane, maister George Gordoun, constable of Badzenoche, Alexander Gordone of Boddome, maisteris James Stevin and James Skene notars, with othiris diuers.

George Erll off Huntly.
Williame Lord Forbes.

XV.

ANE DISCHARGE OF GEORGE ERLL OF HUNTLIES, OF THE BIGGIN OF THE CASTELL OF ENUERNESS, INDURAND THE TYME OF THE WARDE—1532.

Rex. We understanding that our cousing George Erle of Huntlie, nevay, air, and successour to umquhile Alexander Erle of Huntlie, his grantsir, hes the office of shirefschip of Inuernis, and keping of our castell theirof, with the lands underwritten in his fee for keping of our said castell in heretage, that is to say, the landis of Litilhiltoun, Portarland, Mekilhiltown, Casteltoun of Lathir, Culdovan, Knokingaill, Torbrak, Ballorobert, Esse, Tordawach, Bannachin, Drumdelzeok, Botrobin, Dunnayncroy, Dunnaymor, Dawchcarreach, Dawchhurgin, Dawchfour, Dawchcarn, Dawchereg, with the fischeing under the castlehill; and is oblist to big upoun his expenssis upoun the castlehill of Inuernise an hall upoun voltis of stane and lyme, of iᶜ futis of lenth, and xxx futtis of breid, and xxx fut heich of the wall, thekit with slait or skailze, and ane kicheing in the said hall, with ane chappell of competent lenth beside the said hall, with ane wall about the castelhill foirsaid, includand the

tour and houssis foirsaidis thairin, and hes nocht as yit fulfillit the pointis of his charter anent the making of the saidis bigingis, and havand consideratioun that he is as yit of less age, in our ward, and payitt, and mon pay to ws, our derest modir the quene, and utheris, gret soumes of money for his said ward and mariage, and as yit is nocht growin in substance to pay the samyn, nor mak the saidis bigingis: ffor his gud, trew, thankfull seruice done be him to ws, will and grantis, that the nonmaking of the saidis bigingis, and non fullfilling of the pointis of the said chartir, be him or his said grant sir, or be him or his aris, for the space of fyff yeris nixt to cum eftir the day of the dait herof, in tyme cuming, salbe na hurt nor preiudice to him or his ares, anent the heretage of the saidis landis, and be the tenour herof gevis and grantis licence to him and his aris to lat the saidis houssis be unbiggit during the said space, dischargeing the lordis of our counsall, and all utheris our officiaris, iugeis, and ministeris of lawis quhatsumeuir, present and to cum, and thair deputis, of all calling and proceeding aganis him or his aris thairfoir, and als dischargeis our aduocat, thesaurar, comptrollar, and all utheris, of all following and persewing of him or his aris for the samyn, and of thair offices in that pairt, be thir our lettres for euir. Subscriuit with our hand and under our signete, at Edinbrucht the xvi day of Februar, and of our regne the xix yeir. James R.

XVI.

REMISSION FOR THE FIELD OF GLASGOW—1552.

Maria Dei gratia Regina Scotorum Omnibus probis hominibus suis ad quos presentes littere peruenerint salutem Sciatis quia ex nostra gratia speciali cum auisamento consensu et auctoritate nostri carrissimi consanguinei et tutoris Jacobi ducis de Chattellarault Aranie comitis domini Hamiltoun regni nostri protectoris et gubernatoris Remisimus predilecto nostro consanguineo et consiliario Georgio comiti de Huntlie domino Gordoun et Badzenach cancellario nostro latori presentium rancorem animi nostri sectam reginalem et omnem actionem quem et quas erga ipsum concepimus habemus seu quouismodo habere poterimus pro ipsius proditoriis vementia et participatione cum Matheo olim comite de

Leuenax Archibaldo comite Angusie Willelmo comite de Glencarne Gilberto comite de Casillis et diuersis aliis eorum complicibus bello preparato super mora de Glasgow ac etiam bello preparato et vexillo explicato veniente ad villam de Leith respectiue contra dictum nostrum charissimum tutorem et gubernatorem nostram personam representantem ac nostram auctoritatem habentem gerentem et utentem ipsum actualiter prosequente et pro omnibus actione crimine que ei inde quouismodo imputari aut desuper sequi poterint Necnon pro omnibus aliis et singulis proditionibus proditoriis actis et factis transgressionibus criminibus et offensis quibuscunque per dictum nostrum consanguineum aliquibus temporibus elapsis usque in diem date presentium commissis seu quomodolibet perpetratris proditoria actuali et violentia manuum in personam nostram impositione tantum excepta dummodo prefatus noster consanguineus partibus conquerentibus et dampna passis taliter satisfaciat quod nullam super hoc de cetero iustam querimoniam audiamus Et prefatum consanguineum nostrum Georgium comitem sub firma pace et protectione nostra juste suscipiendum firmiter inhibemus ne quis ei occasione dicti vementie et participationis aut aliarum proditionum actorum factorum transgressionum criminum et offensarum prescriptarum malum molestiam iniuriam seu grauamen aliquod inferre presumat iniuste super nostram plenariam forisfacturam aut mortem ei inferat sub pena amissionis vite et membrorum In cuius rei testimonium has litteras nostras remissionis pro toto tempore vite dicti nostri consanguinei Georgii comitis de Huntlie duraturas sub nostro magno sigillo sibi fieri fecimus patentes Apud Edinburgh octauo die mensis Januarii anno Domini millesimo quingentesimo quinquagesimo secundo et regni nostri undecimo.

XVII.

PRECEPT GRANTIT BE QUEEN MARIE FOR A REMISSION TO MY LORD HUNTLIE AND HIS FRENDS FOR CORRECHIE—1567.

Maria Dei gratia Regina Scotorum nostri magni sigilli custodi Salutem Quia ex nostris gratia et fauore specialibus Remisimus quondam Georgio comiti de Huntlie domino Gordoun et Baidzenacht et Georgio nunc co-

miti de Huntlie domino Gordoun et Baidzenacht regni nostri cancellario Johanni comiti de Suthirland Adamo Gordoun de Inver magistro Georgio Gordoun de Beldorny Alexandro Gordoun eius filio et heredi apparenti Johanni Gordoun de Bukky Gilberto Gordoun in Golspitour Hugoni Murray in Petfour Thome Gordoun quondam de Balnakettill Patricio Bissait quondam de Lessindrum Georgio Gordoun quondam de Coclarachie Johanni Gordoun filio et heredi apparenti Alexandri Gordoun de Strathdoun Thome Baillie de Ardnellie Patricio Gordoun filio quondam Jacobi Gordoun de Lesmore Alexandro Jamesoun in Killernene Paulo Jacobo Williamsoun ibidem Johanni Gordoun de Awachie Jacobo Gordoun in Craigmylne magistro Alexandro Gordoun fratri quondam Thome Gordoun de Balnakettill Georgio Gordoun in Prony Willelmo Barclay fratri domini de Tolle Johanni Gordoun filio Jacobi Gordoun de Letterfour Roberto Dunbar in Awass Willelmo Hectoursone in Langwall Angusio Hectoursone in Millarie Donaldo Robson in Braymoir Alexandro Brody de eodem Archibaldo Dunbar de Peynuik Jacobo Murray de Culbardie Alexandro Murray eius fratri Alexandro Dunbar filio Alexandri Dunbar de Conze Georgio Dunbar eius fratri naturali in Conze Andre Thorrall in Duffus Georgio Gordoun in Thomebeth Willelmo Gordoun in Crwichlie Jacobo Gordoun in Craigcullie Jacobo Hay in Kellas Thome Hay eius filio Jacobo Gordoun in Foulis Donaldo Moir M'Gown in Wester Raill Johanni Neil Williamesoun in Kynmunewe Adamo Gordoun in Nawy Patricio Gordoun fratri Georgii Gordoun in Dawachie Georgio Gordoun filio quondam Jacobi Gordoun in Blalak Alexandro Gordoun fratri dicti Georgii ac omnibus aliis eorum tenentibus domesticis seruitoribus stipendiariis et super ipsorum domibus dependentibus que remissio adeo sufficiens erit ipsis ac si in presenti remissione nominati et comprehensi fuissent rancorem animi nostri sectam regiam et omnem actionem et crimen quem seu quas concepimus habemus seu quouismodo in futurum habere seu clamare poterimus contra et aduersus prefatas personas seu eorum aliquem pro ipsorum proditoriis conuentionibus et insimul congregatione liegiorum nostrorum in plano exercitu et preordinato prelio in campo de Correchie Ac etiam in conueniendo et conuocando liegios nostros apud burgum nostrum de Abirdene et alibi infra regnum nostrum in mensibus Augusti Septembris et Octobris anno Domini millesimo quingentesimo sexagesimo secundo pro inuasione et persequutione nostri ac dominorum nostri secreti con-

silii in nostra societate et consortio pro tempore existentium in nostra et ipsorum propriis personis pro nostris et suis postremis subuersionibus et corporalibus persequutionibus ac pro omnibus actione et crimine que dictis personis aut eorum alicui inde imputari seu quouismodo desuper sequi seu succedere poterint ac etiam pro omnibus aliis proditoriis criminibus transgressionibus et offensionibus quibuscunque per prefatas personas aut ipsarum aliquam aliquibus temporibus retroactis diem date presentium immediate precedentibus commissis et perpetratis Vobis precipimus et mandamus quatinus litteras nostras remissionis sub nostro magno sigillo in forma capelle nostre debita dictis personis aut ipsarum alicui respectiue super premissis fieri faciatis Datum sub secreto sigillo nostro apud Seytoun vicesimo sexto die mensis Februarii anno Domini millesimo quingentesimo sexagesimo sexto et regni nostri vicesimo quinto.

XVIII.

COPIE OF ANE BAND FOR THE QUEEN'S SERVICE—1568.

Forsamekle as we understanding the queens majestie to be our lawfull soveraigne, and that there is diverse and sundrie in this realme who usurps and rebells against her majestie, under certain cullours and pretences, neyther haveing respect to God, nor obedience to theyr princesse before theyr eyes, Therfor we whose names are underwreatin oblissis ws to maintain, fortifie, and defend the queens majestie our soveraigne in her authoritie, as faithfull and true subjects ought to doe to theyr native princesse, and shall acknowledge no other usurped authoritie, but shall with our selves, our freinds, goods and gear, at the uttermost of our power concur to her graces maintenance, and supressing of these who are in her graces contraire; and seing her majestie hes made diverse lievtenennents under her for forth setting of her graces authoritie, and specially within the bounds of the north partes of Scotland, ane noble lord George Earle of Huntly, etc. therfore we at our uttermost power shall concurre, assist, ryse, and take plaine parte with the said Earle of Huntly, when ever his charges comes in her graces name and authoritie, and be ready either to invade or resist whatsomever op-

poners or disobeyaris of her majesties authoritie or charges, or the said earles in her graces name and auctoritie, with our kinne, freinds, assisters, and partakers; and also the said erle oblissis him faithfully never to take aggreement, concord, nor dreiss with nane now disobeyers of the queens majesties authoritie, but be the advyse of the noblemen and barrons under subcryvand, and that theyr dreiss shall be as his owne, and in lykwayes the haill under subscryvand hes promised not to dreiss nor appoynt by the said earles advyse, and the remanent under wreaten, as they will answer to God, and on theyr honors and fidelitie. In witnes theirof they haue subcrivit thir presentis with theyr hands, at the dayes respective 1568. George Erle of Huntlye, John Grant of Fruquhy, Allexander Dumbar of knycht, Allexander Ros of Balnagowne, Robert Monro of Fowles, Allexander Gordon of Abergeldie, George Gordon of Shives knycht, John Gordon of Cluny, George Gordon of Lesmoir, Robert Innes of Invermarkie, Lachlan M'Intosh of Dunnachtin, James Gordon of Tulliangus, William Gordon of Allexander Lesly of Ardcray, William Lesly of Patrik Cheyne of Esselmont, Allexander Lesly of Pitcaple, Hutcheon Ros of Kilraick, Robert Lesly, Thomas Cumyne of Alter, Allexander of John Mortimer of Cragivare, Allexander Innes of John Gordon of Robert Lesly of George Gordon appearand of Gight, James Gordon of Haddo, Mr. George Gordon of Beldornie, Allexander Innes, Mr Duncan Forbes, James Gordon of Craig, Allexander Gordon of Birkenburn, Mr. William Gordon of Terpersie, Patrik Gordon of Tullochaudre, Allexander Gordon of Colwholstane, George Barclay of that Ilk knycht, Allexander Seaton appearand of Meldrum, John Lesly of that Ilk, Patrik Barclay, James Innes of Drannie, John Hay of Perke, Allexander Abercrombie of Pitmedden, William Fraser of Strowie, Thomas Menzies of James Dempster of Achterles, Gilbert Meinzies of Allexander Gordon of Carnburrow.

XIX.

JAMES VI. TO GEORGE EARL OF HUNTLY—1585.

Richt traist cousing and counsellour, we greit you hertly weill. The frequent bruittis of the cumming of oure rebellis expellit the last yeir to our bordours, and renewing of thair accustomat treasounable attemptatis aganis our persoun and estait, moved ws not to put yow and our subiectis within the boundis of your charge to ony onnecessair panis, quhill now that thai ar enterit in actioun, hes tane houssis, maid thair wickit and unlawfull proclamationis, and are doand quhat in thame lyis to disturb and inquiet our haill estait, be the concurrence of sic of our disloyall subiectis as thay haue allurit to assist thame, ffor the repressing of quhais rebellioun and insolence we intend, God willing, to pas very schortlie to the feildis our self, accumpanyt with our subiectis on this side of the month; bot in caiss the mater draw to any gretair lenth, we desyr you effectuuslie, that ye faill not with all diligence to caus proclamatioun to be maid within the boundis of your lieutenandrie, commanding all our subiectis therin that thai in newlikmaner with thretty dayis provisioun and victuallis and palzeonis, address thame selffis to meitt at Brechin, as thai sall be warnit and aduertist be your proclamatioun of new, vpoun xxiiii houris warning, under the ordinar and accustomat panis, and specialie that ye mak all your awin kin, freindis, and power that ye may mak in reddynes to this effect, as ye will declair your gude affectioun alwayes heirtofore declarit in the defence of our auctoritie and seruice, and will do maist acceptable plesser. Thus we commit you to God at Striueling, the xxv day of October, 1585.

James R.

To our richt traist cousing and counsellour the Erll of Huntlie, our lieutenent in the north.

XX.

REMISSION TO HUNTLIE FOR ALDQUHEYNACHAN—1603.

Jacobus Dei gratia Anglie Scotie Gallie et Hybernie Rex fideique defen-

sor omnibus probis hominibus suis ad quos presentes litere peruerint salutem Sciatis quia remisimus tenoreque presentium remittimus dilecto nostro consanguineo Georgio marchioni de Huntlie comiti de Eingzie domino Gordone et Badzenoch etc. domino Thome Gordone de Cluny militi Willelmo Gordone de Geycht Willelmo Gordone de Abirzeldie Johanni Gordone de Carneborrow Johanni Gordone de Buckie Jacobo Gordone Knokespak Johanni Gordone apparenti de Avachie Alexandro Murray de Cowbardie Willelmo Gordone de Sauchin Willelmo Gordone de Tulliangus Georgio Gordone de Coclarachie domino Thome Ker de Hirtho militi magistro Willelmo Gordone de Dunmeith Georgio Gordone in Auchinhandach Roberto Gordone in Arclach Patricio Gordone suo fratri Willelmo Gordone de Brodland Jacobo Gordone Hugoni Gordone in Mynetoun Hugoni Gordone in Abirchattie Johanni Gordone in Boiggis Thome Gordone in Glenbucket magistro Arthur Gordone de Newbigging Roberto Gordone in Colluthie Alexandro Duff de Torresoull Willelmo Borthuick seruitori dicti marchionis de Huntlie Johanni Chalmer in Drumbulg Thome Gordone in Schincharnie Georgio Levingstoun seruitori domini de Saltoun Georgio Chalmer apparenti de Balbithane Alexandro Bisset seruitori dicti domini Thome Gordone de Cluny militis Jacobo Innes in Pluscardie Johanni Innes in Elgyne suo fratri magistro Johanni Innes de Haltoun Andree Wode apud molendinum de Arda Jacobo Gordone de Pramnie Alexandro Gordone apparenti de Blelak Johanni Gordone in Ranye magistro Patricio Andersoun in Bruntstoun Johanni Moreis in Gibstoun Thome Giffert in Mylnetoun Patricio Gordone de Kincragy Willelmo Meldrum de Badinscott Georgio Gordone de Dalpersie Johanni George et Thome Connane in Glenbuchet Alexandro Gordone in Ardmaillie Alexandro Gordone in Oxhill Johanni Cumming filio legitimo Thome Cuming in Abirdene Alestro M'Rannald in Carragray Alano Camerone de Lochell Alestro Camerone de Glenneveis et Johanni M'Pherson in Badzenoch ceterisque eorum seruitoribus complicibus assistentiam prebentibus et dependentibus quorum nomina tenentur hic pro expressis Eo quod aperta hostilitate et armis venerunt ad terras de Auldquheinoquhen et Glenlivat contra Archibaldum Ergadie comitem dominum Campbell et Lorne nostrum locumtenentem pro tempore et contra nostrum exercitum sub ejus ductu in mense Octobris anno Domini millesimo quingentesimo nonagesimo quarto et pro cede et occisione quarumcunque personarum aut persone nobis aut dicto nostro loco tenenti

pro tempore commissa quorum nomina etiam tenentur hic pro expressis Et nominatim pro cede quondam Johannis Fraser nostri heraldi et pro omni crimine proditionis traditionis vel cedis omnibusque aliis criminibus dictis Georgio Marchioni de Huntlie ceterisque personis particulariter et generaliter supra specificatis et eorum aliquibus seu eorum complicibus assistentiam prebentibus seruitoribus vel dependentibus quibuscunque imputandis per eosdem perpetratis vel commissis omnemque actionem que inde sequi poterit (proditione in nostra persona solummodo excepta) dummodo partibus conquerentibus et damna passis taliter satisfaciant ût nullam super hoc de cetero justam querimoniam inde audiamus In cuius rei testimonium presentibus hisce nostris literis remissionis pro toto tempore vite dictarum personarum duraturis magnum sigillum nostrum apponi precepimus Apud Halyrudhous secundo die mensis Aprilis anno Domini millesimo sexcentesimo tertio et regni nostri Anglie Gallie et Hybernie anno primo et Scotie anno tricesimo sexto.

Remissio Georgii Marchionis de Huntlie etc. et quinquaginta quatuor aliorum.

Productum et admissum pro Jacobo Gordoun filio natu maximo Joannis Gordoun de Lichestoun et pro Alexandro Gordoun in Oxhill in curia justiciarie S D N regis tenta in pretorio de Edinburght secundo die mensis Februarii anno Domini millesimo sexcentesimo decimo per honorabilem virum dominum Willielmum Heart de Prestoun justiciarium S D N Regis etc. J. Bannatyne.

XXI.

JAMES VI. TO GEORGE MARQUIS OF HUNTLY—1603.

Richt traist cousing and counsallour we great you hertlie wele; Seing our people heir langis na les for our derrest bed fellow the quene, and our childrene, than they did for our selff, and that it wes not your fortoun to accumpany ws in this our woyage, in respect of the schortnes of tyme, and your not preparatioun, we haue made chose of you as ane in speciall, for the convoy to London of our said dearest bed fellow, quhom we haue appointed to begin hir journay betuixt and the first day of

May nixt, and thairfoir will effectuusly requeist and desire you to prepair and addresse your selff, in your cumliest maner, to convoy, accumpany, and attend upoun our said dearest bedfellow in that hir journay to Londoun, and for the same effect to be ready upoun hir aduerteisment betuixt and the day foirsaid, as ye tender our honnour, and the honnour of the cuntrey, with our speciale plesser and seruice; sua we commit you to God, from Beruik this viii. of Aprile, 1603.

James R.

To our richt traist cousing and counsallour
The Marqueis of Huntley.

XXII.

JAMES VI. TO GEORGE MARQUIS OF HUNTLY.

James R. Righte trustie and righte welbeloued cosen and counsellour wee greete yow well. Whereas there are in the harberie of Aberdene two Spanish or Dunkirkers schippes, and some Hollanders attending on them, and becaus wee wolde not onlie haue peace obserued amongst them during theire abode there, but lykewyse according to the law of nations, haue them fairelie dismessed out of our dominions, wee haue thoughte good by these prysentes to require you to take such cours with the magistrates of Aberdene as the said Hollanders may be deteyned in the hauen at leaste two tides after the departure of the said Dunkirkers; to this effecte wee haue likewise written to the magistrates of Aberdene, and exspecting your speciall care herein, as these prysentes shall be vnto yow a speciall warrant in this behalfe, wee bid yow farewell. Giuen at our mannour of Hauering, the xii day of September, 1622.

To our righte trustie and righte
welbeloued cosen and counsellour
the Marquis of Huntlie.

XXIII.

BORLUM'S MINUTE—28TH AUGUST, 1637.

At Ruthven of Baidenoch, the tuantie-aucht day of August, the yeire of God jaj vi^{c} thrattie and sevin yeiris, the right nobill and potent Marqueis George Marqueis of Huntly, with consent and assent of Dame Anna Campbell, Marquesse of Huntly, on the ane pairt, and Lauchlane M'Kintosche of Borlum, and Heleine Gordoune, spouis to the said Lauchlane, on the wthir pairt, hawe agried, concludit, and condissendit wpone the perticular articles and condiciounes wnderwrittin, quhairwpone ane contract and uther infeftments and securities ar to be extendit, viz., the saidis Lauchlane M'Kintoische and Heleine Gordoune, his said spouis, sall at the feast and terme of Witsonday nixt to cum, in anno jaj vi^{c} thrattie and eight yeiris, maik payment and satisfactioun to the said nobill marqueis of all and haill the soume of sex thousand markis money wsuall of Scotland, butt langer delay; for the quhilk soume the said nobill lord and his spouis sall infeft and seas the said Lauchlane M'Kintoische hieritabillie, and the said Helein Gordoune his spouis in lyfrent, and to the airis maill lauchfullie procreate or to be procreat betuix thame, quhilkis failzeing to the said Lauchlan, his aires maill and assenayes quhatsumevir heyritablie, in all and haill the toun and lands of Ballidmoir with that pendicle callit Corranach, with all and sundrie thair houssis, bigingis, woods, scheallingis, gressingis, pairtis, pendicles, and pasturaige wseit and wont, except in the said nobill lord his forrestis; reservand also libertie of the commone woods perteining to the saidis lands [first for his lordships awine proper wse] and also for the wse of the contray men that war in wse of befoir, to cutt of the saidis woods for the wse of thair husbandrie, extending the saidis lands to ane dauch land, lyand within the parochin of Kingussie, lordschipt of Baidenoch, and sherifdome of Innernes, be ane sufficient fewe infeftment, to be holdin of the said nobill lord, his airis maill and assenayes, for yeirlie payment of the soume of fiftie markis money furth of the saidis dauach landis, with tua wadderis, tua lambis, tua geis, ane dussone pultrie, and ane staine weght of butter, four lang carriage, with service in hoisting, hunting, and wthir publict conventiounes, as the said dauache land was

in wse to do befoir the making heirof, togidder also with service to the Maines of Ruthvene yeirlie, as the samyne dauache land was in wse and went to do, viz.: and also the saidis Lauchlane M'Kintoische, his said spouis, thair subtennentis and inhabitantis of the saidis landis, giffing thair compeirance yeirlie befoir the said nobill lord and his baillies in Baidenoche at four heid courtis in the yeire, and all sic wther necessar occasiounes in his Majestie and his hynes commissionaris service, being lauchfullie requyrit, and also observing suche vther headis anent slaying of deire, cutting of wood, and vtheris of that kynd, as is conteinet in the fewe infeftmentis grantit be the Earll of Marre to his vassallis in the bray of Marre, and with dubling of the said fewe deweties in caice of not tymous payment of the samyne, as is conteined in the saidis infeftmentis, quhilk infeftment aboue wreittin sall conteine all claussis necessar, with absolat warrandice at all handis hawand entres, and againes all deidlie; as also the said nobill lord sall assigne and dispone to the said Lauchlane M'Kintoische, his spouis and thair foirsaidis, suche ryt as his lordship hes or may heireftir acquire of the teynds of the saidis landis, and sall warrand and frie thame of all taxatiounes, teynd, maillis, impositiounes, annuities, or vtheris, athir for stock or teynd of the saidis lands, to the said feast and terme of Witsonday nixt to cum, quhilk salbe the said Lauchlane M'Kintoische and his spouis their entrie to the saidis landis, and to the wplifting of the maillis and dewities of the samyne therefter; the said Lauchlan relewand the said nobill lord of the saidis taxatiounes, teynd, maillis, annuities, and vther impositiounes efter the said terme, the said nobill lord to be bund in warrandice bot from his awin fact and deid allenerlie: reservand alwayes all and quhatsumevir tackis and assedaciounes, lang or schoirt, sett be the said nobill lord att ony tyme befoir the maiking heirof, to the tennentis and possessoris of the saidis dauache land, to be bruikit, joyseit, and possessit be thame during the sett, and ay and quhill the isschewe and outrinning of the saidis tackis, for payment of the yeirlie deweteis and vtheris specifeit and conteinit in these tackis and assedaciounes to the said Lauchlane, his spouis and there foirsaidis; and forddir, the said nobill marqueis sall enter and admit the aires and assignayes of the said Lauchlane, in and to the saidis landis frielie, butt ony soume of money, except dubling of the said fewe deweties, and also sall dispone to the said Lauchlan his nonentrie and lyverent escheat, quhairsoeuir the samyne sall acquire,

provydding the horning be not led att the said nobill lord his awin instance. Item, the said nobill lord sall cauis the said nobill lady and his spouis subscrywe the saidis infeftmentis, and to denuid hirself of hir rycht of the saidis landis *omni alio modo*, in favour of the said Lauchlane M'Kintoische, his said spouis and there foirsaidis. Item, in caice it sal happin the said Lauchlane his spouis or there foirsaids to failzie in payment of the saidis fewe deweties, in that caice it sal be leisume to the said nobill lord and his foirsaidis to poynd and distrengzie the saidis lands or ony pairt thereof thairfoir; and farder, the said Lauchlan and his tennentis, inhabitantis of the saidis landis, sal be astrickit to grind there corneis growand wpone the said land at the Milne of Kingusymoir, as thai ware in wse and wont, and sall pay the accustumet knaiveschipt thairfoir allenerlie, and heirwnto boith the saidis pairties bindis and obleissis thame, and arr content thir presents be insert and registrat in the buikis of counsell and sessioun, to hawe the strenth of ane decreit of the lords thairof interponit heirto, with letres of horning on ane simple chairge of sex dayes, and wtheris necessar to be direct as neid beis; and to that effect constitutes
thair lauchfull procurators. In witnes quhairof boith the saidis pairties hawe subscriuit thir presentis, day, moneth, yeire, and plaice foirsaid, befoir thir witnessis, Sir Alexander Gordoun of Cloony, knicht barronat, James Gordoun of Letterfurie, and William Gordoun, notar, wreitter heiroff.

J. Gordoun, witnes. Huntlye.
J. Michell, witnes.

XXIV.

LIEUTENANT MACKAY OF THE GARRISON OF BADENOCH, TO THE DUTCHES OF GORDONE, FOR RAISING A COMPANY IN HIS MAJESTY'S SERVICE.

Ruthven Castle the 3d day of Januarie, 1691.

May it please your Grace, The king my master haveing wrytten to severall cheifes of clans, and among the rest to the laird of Clunie, to raise a companie for reduceing of the rebels, (as your grace may perceive

by the inclossed copie of his letter) I cannot but own that Clunie has showen himself very forward; only his kinsmen out of respect and reference to your grace, and the family of Huntly, to whom they are vassalls, refuse obedience without your grace's order, and seing the M'Phersons are a considerable family, and that ther carrage heerin may be leading and exemplar to others, I wer much wanting to the dutie I ow your grace, and the family your grace represents, as a friend and a welwisher, and to my master as a subject, especiallie in the statione I now hold, if I did not by ane expresse, aquaint your grace wher the matter strikes at. Give me leave then, with that submisione suits my mean qualitie and statione, to sugest to your grace that it seemes convenient for his majesties service, your grace send forthwith your positive order to your bailies in this country to raise a companie of wel armed men, in termes and for the ends expressed in his majestie's letter. Your grace sees the matter requires hast, and the sooner the bearer is dispatched with your grace's order, the mor you show your affection to ther majesties government. In all things that may concerne the welfarre of your illustrious family, [I shall be ready] to acquit myself as becomes,

Madam,

Your Graces most humble
and affectionatt servant,
Alexander Macky.

XXV.

VINDICATION BY THE M'PHERSONS OF BADENOCH, TO HIS GRACE THE DUKE OF GORDON—1699.

Whereas we are informed that William M'Intosh of Borlum, Baillie of Badenoch, hath reported one of the most wicked, malicious, and notorious lyes that his serpentine witt could invent, or the devell could indyte to him, to witt that the country men of Badenoch, of the name of M'Phersone, and particularly the fewers, hade sent message to him with John M'Pherson younger of Dalrady, declairing that thair only ground of quarrell with him, and accuseing him of malversationes, wes be reason of his close noticeing his grace the Duke of Gordones interest against them,

and in particular his marches with the saids fewers; and if he did forbear so to doe, that he would be as acceptable to them as any baillie that ever they hade, and now seing such a pernicious and malicious lye (which certainly wes never hatcht or contrived without the concourse and inspiration of the father and author of lyes) might tend to the raiseing sedition twixt the superior and his wassells, and to the utter and quite depriving of the wassells of there superiors countinance and favor, and might incite him to enmitie against them, (which certainly wes their malicious enemies designe,) theirfoir, and in confutation of the said hellish intension, we have thought fite to declair, lykas we underscribers do hereby declair, upoun our soul and conscience, and as we hop to be saved at the great day of judgment, that we never sent any such message to him, nor so much as talked of any such matter to the said John M'Pherson or any else. Lykeas, I the said John M'Pherson hereby solemly swear upon my soul, and as I expect to be saved, that I never receaved any such message from the country, or any one of them, nor did deliver the samen to the said baillie, nor hade the least ground to doe it from them, neither did I it of my own accord.

Wm. M'Phersone of Noid
Malcome M'Phersone Breakachie
Alex. M'Phersone of Phones
J. M'Phersone of Ardbrylache
J. M'Pherson younger of Dalraddie
E. M'Phersone in Dellifour
J. M'Phersone of Pitterhirne
A. M'Pherson, Stramasie
Alex. M'Pherson of Etterishe
R. M'Phersone of Crathiecroy
J. M'Pherson of Balchron
J. M'Pherson of Cullinlind
J. M'Pherson of Weaster Glenbenchor
J. M'Pherson of Pitinean
A. M'Phersone of Kyllihuntly
Johne M'Phersone of Dalradie

XXVI.

MEMORANDUM BY JOHN GORDON OF LETTERFOURIE—1711.

I John Gordon of Letterfury being now (by the permission of God) arrived at the age of eighty-four years, do remember that I went to the Castle Finlarg, in the country of Brodalbain, in company of fourscore other men, quhairof the greatest number were Highlanders, and the rest

gentlemen attending the late Lewis Lord Marquess of Huntly, where his lordship hade ane interview and meeting with Archibald, then Marquess of Argile, and entered upon a treaty of affairs with him. I likeways (conform to my best information) remember that it was conserted and agreed upon by the forsaids lords befor their meeting, that neither of them should bring to Finlarg above the number of eighty men; notwithstanding of which paction, we ar no sooner come to Finlarg then we hade notice ther were to the number of severall hundreds of men there in arms and neighbourhood thereof. It's true not an hundred appeared together in on place, but some of our men discovered severall parties in arms dispersed in severall places not far distant from the place of meeting, [which caused] no little affright, and [did] breed a consternation in us who were of Huntlys side, undoubtedly suspecting the affairs then to be treated upon should not be concluded upon equall terms. This occasioned most of the Marquess of Huntlys friends to adwise him to return home and not enter upon a treaty at that time, yet he and all his party were so engaged and surrounded about by the adverse party, if I may so call it, that it was impossible for him to recoyle. At last the Marquess being constrained, much contrary to his own and friends inclinations, entered upon the treaty, at which I was not present my self, but was informed by such as were privy to it, that he signed and subscribed severall papers and writs, to the great prejudice of his interest and family. Of these I can bear witness, declare, and attest the verity of them; and if need bes, I consent these be registrate in any competent books of the nation for remaining to future memory. In witness wherof, written be Walter Morison, schoolmaster in Curridown, I have subscribed these with my hand at Letterfury, the threteenth day of October M.DCC and eleven years, befor witneses, George Gordon, Clastirim, John Stuart of Bogs, James Gordon of Birkkenbuss, and the said Walter Morison, writer hereof.

John Steuart, wittnes. John Gordon.

G. Gordon, witnes.

James Gordon, wittnes.

Walter Morison, writter and witness.

XXVIII.

PROCEEDINGS UNDER THE DISARMING ACT[1]—1716.

A particular list of persons, within the parochin of Glass, who gave up their armes to the justices of the peace, the 13 and 14 days of March, 1716:—

William Gordon in Asuanly gave up a sword and gun to the saids justices, which they restored, allowing himselfe to carry his sword, and make gifft of the gun to his son.

John Forbes in Gairbridge negat.

George Geddie in Cairnmore negat.

George Gaull in Newtoun negat.

James Geddes in Badilair negat.

Alexander Duncan in Midtown of Glass delyvered a gun and sword, and others negat.

William Dove in Corsehillock negat.

George Lobban in Bodylair negat.

John Seyman in Nethertoun negat.

David Rennie in Belnacraig negat.

George Bremner in Westfold negat.

George Sim in Brounhill negat.

Alexander Fordyce in Blackhill negat.

George Smith in Craigore negat.

Adam Strachan at miln of Innermarky negat.

Allan M'William in Innermarkie negat.

James Nore in Parkhal, to delyver a durk, and others negat.

James Laing in Watersyd negat.

William Strachan in Westfaulds negat.

John Laing in Grayston negat.

James Sheaver in Hiltoun negat.

William Wat in Asuanly negat.

John Sivwright their negat.

George Kem thair negat.

James Smith thair negat.

Allan Wat thair negative.

William Milne thair negat.

Allan Robertson thair negat.

John Fraser thair delyverit a gun and suord, and other armes negat.

James Kemnie thair negat.

James Hepburn thair negat.

John More thair negat.

George Miln thair negat.

William Wilson thair negat.

Alexander Gordon in Belnaboth negat.

George Gordon thair negat.

George Robertson in Hilltoun negat.

There is therty-seven persons above.

Patrick Straquhan, J. P.

[1] I. Geo. I. Stat. 2. C. 54.

James Robertson in Cairnmore negat.
Robert Duff in Hillockhead negat.
James Duff at the Miln of Inermarky negat.
John Norie in Cairnmore negat.
John M'Kimmy in Inermarky negat.
Robert Gordon in Watersyd negat.
William Wands in Wester Park negat.
John Taylor in Asuanly negat.
James Gordon in Innermarky negat.
William Taylor in Broomhed negat.
George Taylor in Burnside negat.
James Robertson in Glass negat.
Alexander Mitchel in Mains of Asuanly negat.
George Wat in Boighead negat.
John More in Waster Park negat.

This is the particular lisst of those in the parochin of Glass who gave oath, being one tuo columns, as attesteth the subscription of one of the justices of the peace, the 17 day of March, 1716.

Their is fifetine persons above.

Patrick Straquhan, J. P.

A particular lisst of persons in the Raws of Huntley within the paroch of Dumbennan, who gave up there armes to the justices of the peace upon oath, the 13 and 14 days of March, 1716.

Alexander Wat in raws of Huntley negat, as to armes or rebellis horses consissting in his custody or knowledge.
John Mitchel there negat.
George Barclay there negat.
Peter M'Culloch there negat.
John Guthry there negat.
James Donald there negat.
George Steuart there negat.
Nathaniel Badichel there negat.
Alexander Brown there negat.
Thomas Brown there negat.
Walter Nicol delyverit a gun wanting a lock, and othere negat.
John Hosie there negat.
Thomas Willson there delyverit a cuttlis and pistol, and others negat.
George Paterson there negat.
James Ferrar there negat.
Thomas Ferrar there, to delyver a durk, and other armes negat.
Patrick Larg to delyver a gun, and other armes negat.
David Adam there negat.
Robert Ferrar there negat.
John Spence there negat.
John Mathieson there negat.
John Gardyn there negat.

Peter Mortimer there negat.
John Malice there negat.
George Petry there, depones he hath no armes but a hinger, quich the justices allow him to carry, promising a short gun and a halfe suord when his servant returns, who went to the north with my Lord Huntly.
George Barclay smith there, negat.
Alexander Gordon there negat.
Andrew Burd there negat.
George Duff there delyverit a suord and other armes negat.
Arthur Gordon in the paroch of Kinethmont, there; in raws hath delyverit up his horse and armes and others negat.

This is the particular lisst of these in the raws of Huntly who gave oath, being in one colum as subscribed the 17 March 1716, conteining thirty persons.

Patrick Straquhan, J. P.

A particular lisst of persons within the parochin of Dumbennan, who gave up their armes to the justices of the peace upon oath, the 13 and 14 days of March, 1716.

Eodem die, compeired William Ingrim in Tullobeg, and deponed negative.
Robert Barclay in Ittingstoun negat.
Collin Jap thair negat.
John Jap in Airdloch negat.
James Spence in Gibstoun delyverit a gun, and for other armes negat.
Adam Skinner in Ittingston negat.
John Robertson in Tullobeg negat.
James Duncan there negat.
Thomas Willson in Ittingstoun negat.
Peter Merson in Airdloch negat.
Thomas Willson in Robieston gave a halbert, and other armes negat.
Thomas Ferrar in Ward negat.
Peter Wat in Airtloch delyvred a pistol, and other armes negat.
John Pirie subtennant to Mr Hugh Tod negat.
James Laudder in Airtloch delyvrit a suord and other armes negat.
George Ferrar in Ittingston negat.
Robert Smith in Gibstoun negat.
George Macky in Dumbennan negat.
James Deasson in Westertoun brought in a rebels horse, and for armes negat.

George Chrysty in Collonnoch negat.
Thomas Ingrim in Ittingstoun negat.
George Robson in Boigtoun delyvrit a suord, promising a durk, and others negat.
James Irvin in Westertoun delyvrit a suord, and others negat.
William Barcklay in Overkirk negat.
John Craig in Glen of Airtloch negat.
Robert Craigin in Glen negat.
Alexander Kemp in Collonnoch negat.
Robert Gray there negat.
Robert Steuart in Pitscurry negat.
James Cellar in Ittingston negat.
Thomas Spence in Collonnoch delyvrit a suord, and others negat.
Adam Spence there, a suord and others negat.
Alexander M'Inisker there negat.
George Kemny there negat.
Peter Craigin in Collonoch negat.
John Williamson in Westertoun negat.
James Jessyman there delyvrit a gun and suord, and others negat.

Their is therty seven persons above.

Patrick Straquhan.

James Sivwright in Westertoun delyvrit a suord, and others negat.
George Barcklay in Westertoun negat.
John Jessyman in School green delyvrit a Danes axe, and others negat.
William Innes in Airtloch negat.
James Adam in Tullybeg delyvrit a halbert head, and other armes negat.
Alexander Smith in Westertoun negat.
James Marson in Craigwillie negat.
John Hiltoun in Crackwillie negat.
Walter Smith in Gibston negat.
William Barcklay in Tulliebeg negat.
John Grant in Airtloch negat.
William Soupar in Collonoch negat.
George Cruikshank in Robstoun delyvrit a gun, and others negat.
Alexander Ingrim in Boigtoun negat.
George Smith in Gibstoun negat.
James Anderson in Ittingston delyvrit a gun, and others negat.
George Sivwright there negat.
Peter Jap in Ittingstoun negat.
Walter Hamilton in Gibston negat.
William Gordon elder in Crackwilly hawing delyvrit a gun to the governour of the castle, and other armes negat.

George Gordon his son delyvrit a suord, and other armes negat.
George Cruikshank in Ittingston negat.
William Deasson in backside of Airtloch negat.
John Cruikshank in Ittingston negat.
William Cow in Sandiestoun negat.
Robert Brymer in Miltoun negat.
James Dalgardyn in Collonoch negat.
Thomas Dalgardyn there negat.
James Beg in Gibston negat.
George Hepburn in Crackwilly delivred a suord, and other armes negat.
Andrew Murray in Domein negat.
Alexander Willson in Torrysheill negat.
John Malice in Sandstoun negat.
William Cow there delyvrit a suord and durk, and others negat.
James Robertson in Gibston negat.
Alexander Thomson in Tullybeg negat.
Alexander Robertson there negat.
James Forbes in Dumbennan negat.
John Anthon in Robiestoun negat.
Robert Rodger in Gibston negat.
William Jessyman in Westertoun negat.

Their is fourty one persons above.

Patrick Straquhan.

Andrew Sharp in Sandstoun negat.
John Coupar there negat.
Thomas Stitchel in Boigtoun negat.
George Morison in Collonnoch negat.
Thomas Webster in Boigtown negat.
John Cruikshank in Sandstoun negat.
John Duncan in Tullybeg negat.
John Steuart in Gibston negat.
John Stitchel in Sandstoun negat.
John Innes in Dumbennan negat.
James Grant in Sandstoun negat.
Charles Cowie in Boigtoun negat.
John M'Culloch in Gibston negat.
John Beg there negat.
John Ingrim in Boigtoun negat.
William Clerk in Tullybeg delyvrit a gun, and other armes negat.
John Webster in Boigtoun negat.
Adam Macky in Dumbennan negat.
Robert Ingrim in Quills negat.
James Goodbrang in Biogtoun negat.
Robert Smith in Westertoun delyvrit a gun, and other armes negat.
John Anderson in Miltoun of Dunbennan negat.
Robert Adam in Robiestoun negat.
Francis Willson there negat.
James Barcklay there negat.
George Innes in Westertoun negat.

William Craigin in Robieston negat.
John Daniel there negat.
George Luke in Quills negat.
John Rae in Dumbennan to delyver a gun, broken pistol, and suord to the garrison, and others negat.
George Willson in Gibston delyvrit a suord, and other armes negat.
Robert Anthon negat.
Adam Gordon in Airtloch negat.
George Mitchel in Wallheads negat.
John Robertson their negat.
James Deasson in Airtloch negat.
John Norie in the Raws negat.
John Malcolm in Robieston negat.

Their is therty eight persons above.

Patrick Straquhan.

William Ferrar in Ward, to delyver a gun, and others negat.
Alexander Gordon in Raws delyvrit a suord, and others negat.
Alexander Carmichel in Walheads negat.
George Grant in Robiestoun negat.
James Gall in Dumbennan negat.
William M'Andrew in Gibston negat.
Thomas Short in Cocklerochy negat.
James Steuart there negat.
Mr. Hugh Tod depones that he had no armes of his owin in custody, but a hinger, which the justices allow him to weir, he promising to delyver up which he hath in custody, belonging to the countrey, to the governour, five old guns with ane rousty suord of his own.
Peter Strachan in Raws negat.
James Collie in Gibston delyvrit a durk, and others negat.
George Robson in Milnton negat.
George Robertson in Robieston negat.
Hary Steuart in Airdloch negat.
Hary Gordon at miln of Huntley negat.

This is the exact lisst of Dumbennan paroch, excepting out hereof the Raws of Huntley, who gave oath, being on the four columns, as attesteth the subscription of one of the justices of the peace, the 17 day of March, 1716.

Their is fifetine persons above.

Patrick Straquhan

XXIX.

DAMAGES SUFFERED FROM THE KING'S TROOPS BY JAMES INNES—1746.

Account of damages sustaind by James Innes, feuer in Fochabers, from the King's forces under the command of his royal highness the Duke of Cumberland, as they past Fochabers on their march west, and which damages is probable by the nighbourhood, viz.:—

	Scots.		
1. A gray horse about seven years old, thirteen hands high, bought from Sir Harry Innes grieve, and carried off by one of the soldiers, ...	36	12	0
2. Sixteen horses driven into my barn amidst my corns, who destroyed to the extent of five firlots corn and straw, which, at £7 per boll, is	8	15	0
3. A pair of plaids carried off at sametime, worth . .	6	0	0
4. The dragoons and soldiers drunk half a boll of malts ale to me, at 10 marks per boll, and only paid five shillings and sixpennes scots for the said ale, whereby I was a loser of	3	1	2
5. A boll of mealls bread eaten and carried off by them, for which I never got a farthing, ...	6	0	0
Total Damnages . . .	£60	8	2

Wee, Andrew Hay and Andrew Keith, fewers in Fochabers, dve herby attest and declare, that to our certaint knowledge the soldiers of the King's army carried off the said horse from James Innes in Fochabers, and which he never yet got back, but wee know nothing as to the other damnages done him, only wee have heard it frequently told by the rest of his nighbours that he suffered considerable damnage. In witnes wherof, wee have subscribed this our attestation att Fochabers, xvi July, 1746.

Androu Hay.
Andrew Keith.

XXX.

THE DUKE OF GORDON'S CONFIRMATION OF THE GENEALOGY OF THE COUNTESS OF SAINTIGNON—1769.

Att Edinburgh the twenty third day of May M.DCC and sixty nine years, in presence of James Guthrie baillie, compeared Charles Gordon writer in Edinburgh, and gave in the approbation by the Duke of Gordon of the genealogy of the Countess of Saintignon underwritten, desiring the same might be insert and registrate in the burrow court books of Edinburgh, conform to the Act of Parliament made anent the registration of probative writes, which desire the said baillie found reasonable, and therefore ordained the same to be done, whereof the tenor follows. Noblissimus potentissimus et illustrissimus princeps Alexander dux de Gordon marchio de Huntly comes de Huntly et Inzie vicecomes de Inverness dominus Gordon de Badzenoch et Lochaber Strathawin Balmore Auchindown Kincardine Gartly etc. etc. e Scotiæ magnatibus ad comitia Britannica electus perlecta et inspecta Gabriellæ de Gordon de Saintignon nuper commitissæ consanguinæ suæ ac Johannis Anthonij Josephi de Saintignon comitis hodierni matris prospia quæ ortum suum a familia de Gordon per stemma Gordonij olim de Clunie in vicecomitatu de Aberdeen (cujus familiæ de Cluny nullus jam quoad notum est hæres aut proles masculus extat) rite trahit modo [in ea] specificato eandem prosapiam seu genealogiam coram præ honorabili viro Jacobo Stuart armigero urbis Edinburgi preposito probatam vigesimo sexto die Aprilis proximi elapsi et publico vel sigillo communi dictæ urbis signatam juste et recte deductam accepit et id circo in eandem approbationem suam simul ac assensum et consensum plenum adhibet quod omnibus ad quos hæc perveniant notum fieri vult In cujus rei testimonium (ex chirographo Alexandri Gordon de Whitelly advocati) nobilissimus et illustrissimus princeps ante dictus hisce præsentibus subscripsit Et eadem proprio suo armorum sigillo signare curavit apud sedem suam de Gordon Castle in comitatu de Banff duodecimo die mensis Maij anno humanæ salutis millesimo septingentesimo sexagesimo nono coram hisce testibus Jacobo Gordon de Glasterum et Johanne Gordon juniore de

Cairnfield armigeris prope Gordon Castle in dominio de Ensie habitantibus, sic subscribitur, (loco sigilli) Gordon. James Gordon testis, John Gordon testis.

Extracted upon this and the preceeding page, by

Jos. Williamson.

ADDENDA.

XXXI.

THE DELIUERANCE BETUIX THE ERLES OF HUNTLIE AND ATHOLE ANENT BADENOCHE MERCHES, AND TENENTS PASSING THROW ATHOL—1500.

At Edinburgh the xvij day of March, the yeire of God ane thousand and five hundreth yeris, the lordis of consale vnderwrittin, that is to say, ane reuerend fadir in God Wilzeame bishop of Abirden, noble and michti lordis Mathou erle of Levenax, Lord Dernelye, Andro lord Gray, Wilzeame lord of Sanct Jhonis, Patrik lord Lindesay of the Byris, ane venerable fader in God Henry abbot of Cambuskinneth, maister Richarde Murehede, dene of Glasgu, secretar til oure souerane lord, maister Walter Drummonde dene of Dunblane, clerc of the register, Sir Robert Wellis archdene of Sanct Andros, maister Gawane of Dunbar dene of Murray, John Ogilby of Fingask, Wilzeame Scot of Balwery knicht, Walter Ogilby of Boyne, and maister Richard Lausoun, it is appunctit and fynalye concordit betuix noble and michti lordis and honorable personis, that is to say, George erle of Huntlye, lord Badzenach, and chancellar of Scotland, and Alexander lord Gordon his son, and apperand air on the ta pairt, and Jhone erle of Athoile, lord of Balwany, and Robert Assoun baroun of Tulemat on the tother pairt, for thame thair ayeris and assignais, perpetualy til endure, in this maner followand, that is to say, that the sade erle of Athoile and the sade barone

of Tulemat has grantit and grantis throw the tenour of this present writ, for thame, thair ayers and assignais, fre licence and fredome to all and sindri the inhabitantis of the landis of Badenacht, and of al utheris landis pertenyng til the said Lord Chancellar and Lord Gordoun, quharesumeuer thai ly on the north syde of the month, frelye to cum and gang throw the sadis landis of the erledome of Athoile and Tulemat, kepand corne and medow, with thare gudis and cariagis passande and repassande als oft as plesis thame, and to ilk ane of tham, without ony maner of stopping or impediment to be made to thame or ony ane of thame, be the sadis Erle of Athoile and barone of Tulemat, thare officiaris, men, or seruandis, or ony vtheris in thare name; and in speceale that nowthir cattal, burdis, nor yrne, nor na maner of vtheris gudis salbe takin fra ony of the personis before exprimyt, passande nor repassande throw the sadis landis of Athoill and Tulemat, in woddis, forestis, nor planis, for ony maner of accions in tyme to cum, excepand that it salbe leffull til the saidis Erle of Athoile and barone of Tulemat, thair ayris and assignais, to punyss efter the forme of the law and consuetud of the realme, ony of the persons inhabitantis of the saidis landis liande on the north side of the month, gif it sal happin thame til commit ony oppin falt, passande or repassande throw the bounds before expremyt, and this til be observit and kepit, and perpetualye til endure for thame, thare ayris and assignais, and the saide Erle of Huntlye and Lord Gordoun dischargis the saide barone of Tulemat of al accionis and chalancis had aganis thame in ony tyme bigane, for burdis taking, or vther exaccioune of thar men cumand throw Athoile and Tulemat, as said is; and ordanis our souerane lordis letres be direct til compel aither of thir perties til observe and kep til utheris al the punctis aboue expremyt betuix thame, efter the forme of the decret aboue writtin. Extractum de libro actorum per me magistrum Walterum Drummond decanum Dunblanensem clericum rotulorum et registri ac consilii supremi Domini nostri regis sub meis signo subscripcione manualibus.

Walterus Drumunde.

XXXII.

ROBERT SECOND LORD ARBUTHNOT, TO ARBUTHNOT OF FINDAURIE—20TH JULY, 1667.[1]

Honorable and loveing coosen. I have been of a long tyme expecting to haue seen yow heer, and does much admire, since you hade helth, of your absence. I hope you will make ane mendes, specialy since you haue no great harvest to retard you. Sir, I am now vpon a resolutione to marie, and the persone is Straloachs doughter.[2] I doe not expect very considerable means, nor doe I intend to over reach myself, aither in joyntour or provisione, which in some measour will compense ane small tocher. I am very confident the gentlewomane is of ane good dispositione and fears God, (although a Gordone) and her freinds will be no burthen vnto me, so that both my selfe and famely may be als hapie in this choyse as in ane higher match. I expect how sone you hear I am at home you will come hither.

I am, Sir, your most affectionat coosen to serve you,

Arbuthnott.

[1] [This letter is among the papers of J. Carnegie Arbuthnott, Esq. of Balnamoon and Findaurie. Its subject seemed to afford a sufficient reason for classing it under the head of the Gordon Papers.]

[2] [Catherine, daughter of Robert Gordon of Straloch.]

BONDS OF MANRENT, FRIENDSHIP, AND ALLIANCE.

I.

JAMES OF FORBES, HIS BOND—1444.

Be it made kende till all men be this present letter, me James of Forbes, sone and ayer apperande of my derrest fadir, schir Alexander of Forbes, knycht, to becummyne mane, and be this present writ becummys mane, til ane honorable and michti lorde Alexander of Setoune of Gordon, my redoutit lorde, for all the dayis of my lyfe, in tyme of wer and of pece, agayn all dedlyk myn alleigance til our souerane lord the Kyng alanerly outtaine; in witnes of the quhilkis my sel is appensit to this my present wryt, at Aberdene, the last day of the moneth of September, the yhere of our Lorde a thousande four hundreth fourty and four yheris.

II.

ANE MANRENT OF ADAM HAMILTOUN—1460.

Be it kend til al men be thir present lettres, me Adame of Hammiltone, the son of quhilum Sir James of Hammiltone of Fingalton, knycht, to becum man, and be thir present lettres, and be the faith of my body lelelie and treuli becumis man, til a richt noble and michti lord, George lorde Gordone, in pece and in were, in rede and in counsall, in manrent and seruice, before and aganis al thaim that leve and de may, afaldly for al the dayes of my lyve, al fraude and gill excludit and away put, myne

allegiance till oure souerane lorde the King, and to the larde of Kynnoule, alanyrly outane ; in witnes of the quhilk thing, my sele is toput at Edinburgh the xxii day of the moneth of Julii, the yhere of oure Lorde a thousand foure hundir and sexti yheris.

III.

INDENTURE BETUIX MY LORD OF HUNTLIE, AND MY LORD OF ERROL, TO BE FOR ODERIS—1466.

This endentur, mad at Aberdeen the xxvi day of the moneth of Januar, the yer of God a thowsande four hundreth sexti v yers, proportis and beris witnes in it selff in maner ande fourme as eftir followis, that is to say, it is accordit and appunttyt betwix honorabill and mychti lordis Nicholl erl of Erol, lorde the Haye, and constabill of Scotlande, on that ta part, ande George lorde Gordoun, and master of Huntle, on that tother part, that the said Nicholl erl of Erol bindis and oblissis hym to the saide George lorde Gordon, his brother in law, that he sal be for hym, and with hym, his kyn, men, and freindis, and thar queralis, in consaell, help, supplee, mantenans, and defens, als fer as gud consciens and resoun will, in the strattaist fourme of bonde of kyndnes, aganis and befor al lywande men, excep his allegeans to our souerane lorde the King alanerly, and giff ony contrauersyis happynis betwix the saide lordis, thar kinmen or freindis, thai sall be decidit and determinit be thre of thar weilset consaell on athyr syde, deput and chosine thairto, quhow oft it sal happyne to fall, the lordis remanande in tendernes neuer the less eftir the tenor of thar bande ; ande for the mar sickernes, ather of the said lordis has giffine other the fathis of thar body, the haly ewangellis twychit, the gret aith gangeande betwen ; thir letteris til endur for all the dayis of thar lyff, and giff yt happynnis to be sen speidfull to ony of the saide lordis or thar consael to eik, or par, or refourme thir said endenturis, thai salbe redy tharto, withoutyn ony stop, to put thaim in the best fourme, without fraude or gile, for worschip and profit of baith the lordis. In witnes herof, we haff set our seelis to thir present endenturis enterchangabilly, ande I the said Nicholl erl of Erol, has mad my seell be affixit to the parte remenande with the said lorde,

George lorde Gordon, and subscriuit with my awn hande at day, yer, and place befor writtyn.

Nycholl Erll off Eroll.

IV.

THE LORD FORBAS BAND OF MANRENT TO ALEXANDER EARL OF HUNTLIE—1468.

Be it kend till all men be thir present lettres, me Willeame lord Forbas, to be cummyn, and be thir my present lettres, becummis man of speciale fealle, retenu, and seruice til ane hie and mighti lord, Alexander erle of Huntlie, and lord of Badzenach, to serve him lely and treuly for all the dais of my lif, baith in pece and in wer, befor and againnis all thaim that lyve or dye, may myne allegence to my souerane lord alanerly outtane and except, etc.; in witnes of the quhilkis, and for the mar certificatioune herof, I haue made my sele be appensit to thir lettres at Aberdene, the viii day of the moneth of Julii, the yere of God ane thousand four hundreth sexti and aucht yeres, befor thir witnes, reuerendis fadiris in Criste, Thomas and Dauid, be the grace of God bischopis of Aberdene and of Murref, Malcom abbot of Arbroth, Alexander lord Glammis, Willeame lord Abernethy, Walter Lindesay, sir Walter of Strathovyn, knight, Sir Willeame Knollis, preceptor of Torfiching, and Malcome Flemyng, with mony diuerss and sindry utheris.

V.

THE LORD FORBAS BAND OF MANRENT TO GEORGE LORD GORDON—1468.

Be it kende till all men be thir present lettres, me Willeam lord Forbes to be cummyn, ande be thir my present lettres becummys, man of speciale feale, retenu, and seruice till ane honorabile and michty lorde George lord Gordoun, sone and apperande ayr till ane nobile and michty lorde Alexander erle of Huntlie and lorde Badzenach, to serfe him

lelely and treuly for all the days of my lyf, batht in pece and in weir, befor ande agaynis all thaim that lyve or dee may, my allegeance to my souerane lorde, and my seruice ande manrent to my forsaide lorde of Huntly his fadir, allanerlie outtane and excepit, etc. [as in No. IV.]

VI.

REVERSION BY WILLIAM LORD FORBES—1468.

Be it made kende till all men be thir present lettres, me William lord Forbes to be bundyn and oblist, ande be the fatht of my bodie bindis and oblysis me and myn ayris, till nobile and michty lordis Alexander erle of Huntlie, ande lorde Badzenach, and his sone George lorde Gordoun, to quhome I ame mane of feale and speciale retenu; for the quhilk manrent and seruice, my saide lorde of Huntlie has giffine me the landis of Abirgardin, liande in the barony of Obyne, the landis of Tulyfour and Tulykere, wytht thar pertinents, liande in the lordschip of Tulch, and the landis of Suthnahunne, liande in the barony of Mygmar, withtin the shirefdome of Abirdene, to me and all myne ayris quhatsumeuyr, that giff it sall happinne me to decess, as Gode forbede, withtout ayris gottine of my body, betuix me and Cristiane of Gordoun my spouss, dochter to my saide lord of Huntlie, and sister to my saide lorde of Gordoun, throw the quhilkis the successioun of my heritage fall in the handis of ony otheris of my kyne, male or famell, that quhatsumeuyr thai be that sall succede to me, to myn heritage of the landis of the lordschip of Forbes, the ayris succedande to me in lyk ways sall be men of speciale seruice, manrent, and retenu, as I am to my forsaide lordis. In witnes of the quhilk thing etc. [as in No. IV.]

VII.

ALEXANDER DUNBARRIS BAND OF MANRENT—1472.

Be it made kende to all men be thir present lettres, me Alexander

Dunbar of the Westfeld, knycht, to be cummyn, and throw the tenour of thir present lettres and the faithe in my body becummyss, man to a noble and michti lorde, and my lord George erle of Huntlie, lord Gordone and of Badzenach, in lele and trew manrent and seruice, in pess and in were, in contrar and aganyss all dedly or that de may, with all the powntis contenit in the aithe of manrent, myne allegiance to our souerane lorde the king allanerly owtane, and this my manrent and seruice to endure lely and trewly for all the dayis of my lyfe, all fraude and gile secludit and away put. In faithe and witness of the quhilk thingis, my sele to thir present lettres is appensit, at Huntle, the penult day of the moneth of June, the yere of God a thowsand four hundreth seyvinti and twa yeris, befor thir witnes, Ranald of Wentone of the Andate, George of Lesle of the Quhitecorss, Huchoune the Ross, sone and aire apperand to Huchone the Ross of Kylrawak, Willyame of Setoune, James Cummyn, squearis, and Schir John Kemlok, notari publike, and utheris many.

VIII.

ANE ENDENTOUR BETUIX GEORGE EARLL OF HUNTLIE, AND LAUCHLANE M'INTOSH—1475.

Thir indenturis, made at Ruthuen in Badzenoche the xxiii day of September, yer of God M.CCCC seyvinty and fyve, betuix a noble and michti lorde, George erle of Huntlie, on the ta part, and Lauchlane M'Kintoche on Banaquhar, on the tother part, proportis and beiris witness that it is fuleli appoyntit and accordit in maner and forme as eftir followis, that is to say, that the said lorde has gevin to the said Lauchlane, the mariage of the airis of umquhile the Barone Maknenan that last decessit, quhom God assolze, togidder with all and sindri the warde lands quhilk pertene to the said lorde be the decess of the said barone, and rycht of warde, ay and quhil ane or mar lauchfull airis or aire ynter lauchfulli to the said landis, with all profetis, aismentis, commoditeis, and richtwiss pertinents pertening, or that may pertene, to the said landis, with thar pertinentis in ony tymes to cum, endurant the said tyme; and for the said mariage and warde, the said Lauchlane oblissis him faithfulli, in the

strattaste stile and forme of obligatione, that he sall at the pleisance and commande of the forsaide lorde, giffe sufficient bandis, be the aviss and consell of men of law, to the said lorde, that the said Lauchlane or his airis, ane or may, or sonis, bruikand the saidis landis quhatsumeuer, sall perpetualy stand in speciale manrent and seruice to the saide lorde, and his airis quhatsumeuer, nane outane bot thar allegiance and his to our souerane lord the king alanerly outane, etc. Alsa, the said Lauchlane promytis will God to mary the said airis on his sonis procurit of his body, be the aviss and consell of the said lorde; failzeand tharof, the said lorde sal haf thame or ony of thaim agane deliuerit to him or to his factouris for sic like expenss as the said Lauchlane gifis for thame; and gif the said Lauchlane can be ony just wayis bryng al the said landis to ane of the said airis, and spouss her with his eldast sone, procurit betuix him and his spouss, umquhile Elissbeth of Caldor, it sall be lefull to him and the forsaid lorde to ressaue thame as tennandis, and failzeand the said sone procurit betuix the said Lauchlane and Elisabeth of Caldor forsaid, to his secunde, threde, and ferde sone, or ony ane of thame, ay and quhil the mariage with the said aire be complet as said is; and gife it sall be expedient to the said Lauchlane to hafe ony writ of thir fornomynyt appoyntments and conditions of the forsaid lorde in sekarar or largiare forme na this writ, accordand to the samyn in all thingis or effect, he sall hafe them quhen it sall pleiss him, on the best maner as said is. Als the said lorde oblissis him to warand the said mariage and warde in all things as said is, to the said Lauchlane, and to his airis and sonis mariand the airis before writtin; and to obserwe and kep leli and trewly al and sindri the apoyntmentis before writtin, the forsaid lorde and Lauchlane has made gude fathe, the gret aith sworne, the hali ewangelis touchit, all fraud and gile secludit and away put, and for the mar sekerness thare selis interchangabli to thir indentur ar appensit, yere, day, and place before expremyt.

IX.

BOND BY ALEXANDER HOME OF THAT ILK—1486.

Be it kend till all men be this present wryte, me Alexander Home of

that ilke, tille haue becumynge man, and be the tenour of this present wryte becummys man, be the faytht and trewtht in my bodye, for all the dayis of my life, till ane richt noble and mychti lord, and my derrest lord George erle of Huntlie, lord Gordone and Badzenowch, in contrar and aganys all that leyfe ore deye maye, myne alegeance alanerlye owtane tille oure souerane lord the kynge, his successouris and my forfeftouris, etc. In wytnes herofe to this my letter of manrent, I haue to put my sele witht the subscriptione of mye hande, at Howme the xxix day of October, the yer of our Lord a thowsand four hundreth awchty and sex yeris. Alexander Hom.

X.

ALEXANDER CUMMINGIS LETTER OF MANRENT TO THE MASTER OF HUNTLE—1489.

Be it kend till all men be thir present lettres, me Alexander Cumming of Alter to be cumming man and seruand, and be the tennour of thir present lettres becumis man and seruand, till ane richt noble and worschipfull man, Alexander Gordoune master of Huntlie, for all the dais and termes of my lyff, and that I with my kyn men, and freindis, and all thai that will do for me, salbe redy to the said Alexander my master of Huntly, quhen and als oft as I sal be chargit tharto, and that I sall nolder hear, se, nor understand, hurt, harm, nor apperand perell to my said masteris persone, seruandis, nor gudis, bot I sall lat it at my power, and gif I may nocht lat it, I sall warn him and thaim thairof in dew tym, and that I sall gif him best and trewast counsale I can, gif it be requirit thairwitht, and gif he schawis me ony of his consale I sall keip it secret, and that I sall tak ane afold, upricht, and plaine part with my said master in all and sindrie his actionis, caussis, and querellis, lesum and honest, for all the dais and termes of my lyf forsaid, but fraud or gyle, befor and aganis all thaim that lyf or dee may, my allegians till our souerane lord, and my seruice to my lord of Murray, allanerly except, and for the fulfilling and seker keping of all and sindry thir pontis and articlis aboue writtin, I the said Alexander Cuming, becauss I hade no seill propir present of myn owne, I haf procurit with instans the seil of

ane richt worschipfull mane, James of Douglas of Pittyndreich, to be affixit for me to this present writ, the day of the date of this present writ, befor thir witnes, Alexander Stewart, master of Buchquhane, Alexander Hay of Mane, Dauid Douglas, Robert Boyd, and James Wardlaw, witht utheris diuerss, and for the mair sekerness has oblist me in the maist seker forme obligacioun, and has gevin my bodely aith therto, the haly ewangelis tuechit. Writin at Elgin, and subscriuit witht my hand the xxviii day of Marche, the yer of God a thousand four hundreth auchti and nine yeris.

XI.

SIR JOHN RUTHERFURDS BAND TO MY LORD GORDON—1490.

Be it kende till all men be thir present lettres, me Schir Jonhe Rutherfurd of Tarlane, knicht, to be bundyne and stratlie oblist, and be the fatht of my body leley and treulie bindis and oblissis me, in the stratast stile of obligation, tile ane nobill and mychtie lorde, Alexander lorde Gordon, in leill, ayfalde, and trew manrent, homage, and seruice, for all the dayis of his lywe, that I salbe redy to ryde ande pass witht my saide lord at his warning, in al his lesum and honest querelis, ande gyf him leill ande trew consall, and his consall ande prevateis consale conseill, and abide and reman witht his lordschipe agannis quhatsumeuere, my allegeance to oure souerane lorde, and my seruice of law aucht to my forfeftouris alanerlie exceptit, becaus my said lorde is bundyn to defende me, and gyf me ane fee at his plesour, as in his bande maid to me tharapon mair fullely is conteinit. In witnes of the quhilkis, I haue affixit my sell to thir present lettres at Aberdeen, the viii day of December, the yer of God M. four hundretht and nynty yeris.

XII.

ALEXANDER HOVMYS BAND TIL MY LORD GORDOUN—1490.

Be it kende till men be thir present lettres, ws Alexander Home of

that ilk, gret chammerlain of Scotland, to be bundin and oblist, and be the truetht and the faitht in our body, and the tenore of thir present lettres, lellilly and treuly bindis and oblissis ws, on the mast strait stille, forme, and band of laute and suthfastnes, till ane noble lorde, Alexander Gordoun of that ilk, master of Huntlie, in maner and forme as eftir followis, that is to say, that we, our kynnissmen, frendis and anerdance, sall tak anefaulde part and be for the said Alexander lord, his men, kyne, frendis, and anerdance, in all his and thairis gud caussis, querellis, and just opynyonis, honest and leiffull, aganis all utheris deidlie, our allegience exceptit to our souerane lorde the king, and sall neuer heyr nor see his skaith nor tharis, bot we sall warne hym or thame, and at our power sall lat the sammyn to be done, and sall giff him and thaim our guid consall quhen he chargis ws, and his consale schawin to ws sall keip secreit, and neuer to cum in quyet nor in plain, in contrar the said Alexander lord, his men, kyne, frendis, and anerdance, nor in his nor tharis materis, caussis, querellis, or just opynyonis, honest and leifulle, for all the termes and days of our lyffe; and to the keping and obseruing of all and sindri foresaide, we oblissis and bindis ws, be the faitht in oure body, to the said Alexander lord fore all the dais and termes foresaid, the gret aitht sworne, the hayly wangelle tweichit. In witnes heyr of, we haue affixit our sele to thir present lettres at Sancte Johnestoun, the viii day of August, the yer of God M.CCCC nynty yeris, befor thir witnes, Alexander Inniss, sone and aperand ayr to James Inniss of that ilk, knycht, Patrik of M'Polwort, Johnne of Liddale, Stephyne Brouerfeld, and Sir William Jaksoun, chaplain, witht utheris diuerss, and our subscriptioun manuale.

XIII.

THE BAND OF KYNDENES OFF THE ERLE OF BOITHVILE—1491.

In nomine Domini nostri Jhesu Christi Amen. Thir indenturis, maid at Pertht the xxi day of Februar, the yer of God M.iiii^{c} lxxxx yeris, betuix richt noble and michte lordis George erle of Huntle and Alexander lord Gordoune his son, in that ane parte, and Patrik erle Bothuile and lord Halis on that other parte contenis, proportis and

beris witnes that it is appontit, agreit, and accordit finaly betuix the said lordis, that thai and ilk ane of thaim in all tymes to cum, for all the dayis of thar liffis salbe afaldly for utheris in all and sindri thar actionis, causis, and querellis, mowit and to be mowit with thar personis, gudis, fortelessis, strenthis, kyn, men, and frendis, and all that will do for thaim, contrar and aganis all men that liffis and de may, thar allegeance to our soueran lord the king except, and sall fortify, supple, mantene, and defend ilk an wtheris in men, kyn, and frendis, in thar honouris, landis, heretage, conquestis, gudis and uther materis quhatsumeuir, but dissimulation, treuly at all thar power, and that nan of thaim sall wit, knaw, hear, se, or wnderstand utheris skaith, dampnage, or grewance in thar personis, honouris, heretagis, nor gudis, bot that thai sall schaw it till wtheris in all gudely haist, and let it at all thar poweris, and sall ilkan resaue, supple, mantene, and defend utheris with, and in thar strenthis, landis, housis, fortelessis, and gudis, with mony or few als oft as thai salbe requirit, and sall giffe ilk ane to wther the best counsall thai can quhen thai salbe requirit, and sall keipe thar counsallis secreite, and be in all thingis tendir, kynde, and lele as the fadre, sonnyis, and brethir aucht to be, but dissimulatione, fraud, or gyil; and to the faithfull, constant, and trew obseruing and keping off all and sindry the premisses, to gidder witht all pontis, articlis, and clausis contenit in the band and indenturis maid of befor, betuix the saidis erle of Huntly and erle Bothuile, with all lawte and kyndnes but dissimulation, ilkan of the said parteis bindis and oblissis thame till wtheris be thar greit aithis, the haly ewangellis tuechit, and under the paynis of puir inhabilitie and perpetuale infamite. In witnes quharoff to the parte of thir indenturis remanand with the saidis erle of Huntly and lord Gordone, the said lord erll Boithuile has affixit his seile and manuall subscription, and to the part remanand with the said erle Bothuile, the saidis erle of Huntly and lord Gordoun has affixt thar selis and subscriptionis manuellis, the day, yer, and place aboue wretin.

Patrik erle of Bothvill.

XIV.

BOND BY INNES OF ABERKERDOUR, TO THE MASTER OF HUNTLY—1491.

Be it kend till all men be thir present lettres, me Alexander Innes of Abirkerdour, to be cummyn leill trew man and seruande, and be the fatht in my bodi, and the tenour of this present writ, becummis leilly and trewly man and seruande to ane noble lorde, Alexander lord Gordon, ande master of Huntlie, and oblissis me to abyde witht my persone, kin, men, and frendis dependand on me, and all that I may purches, witht my sade lord in defence of his persone, his landis, gudis, mouable ande unmouable, and to tak pairt witht him in all and sindry his richtwiss querralis quhatsumeuer, in contrair and aganis all deidly, myne allegance to our souerane lord allanerly excepit, and my bande of manrent made to my lord of Huntlie offor, and the seruice aucht of law to my forfeftouris, witht all and sindri uther puyntis concernyng the bande of manrent, as is of custum usit withtin the realme of Scotlande, a man to do his lorde; and this my letter of manrent to induir for all the dais of my life, but fraude or gile; in witness herof I haue affixt my seill to this write, at Loncarde . . . to gydder witht my bodily ath suorne, the haly evangell twechit, the viii day of September, the yer of God M. iiii^{c} nynti and a yer, befor thir witnes, Kenzocht M'Kenzecht of Kintaill, Alexander Settoun of Meldrum, Johne Leslie, of Warderis, Robert Stewart of Cullerliis, Thomas Gordoun of Kennerdy, and Duncane Thomsone of Auchinhampteris, witht utheris diuerss, and for the mair securitie I haue subscriuit this writ witht my hand.

Alexander Innes of Abirkerdor.

XV.

M'INTOSCHE BAND OF MANRENT—1497.

Be it kend to all men be thir present lettres, me William Lauchlanesone, sone of wmquhile Lauchlane M'anetosche of Galowye, to haf becummyn

man and seruand, and be thir present lettres, and the faitht and trewtht of my body, lelely and trewly becumys man and servand to ane richt honorabill and michty lord, Alexander lord Gordoune, for all the days of my life, and I sall at all tymes be redy, at the command and charge of my saide lorde, to mak him seruis, other apone fute or horss, and gife my lord schawis me his consall, I sal keip it secre, and gife him the best consall I can, alss oft as he requiris me tharto, and gife I may wit perell, hurt, or skaitht apperand to my said lordis persone, his freyndis, landis, or gudis, I sall warne him tharof, and let it at my power batht be myself, my kin and frendis, that I may purches and get with me tharto, with all and sindry other poyntis that pertenys be oyss and custom to ony man to do till his lord or master within the realme of Scotland; and thir my present band of manrent and servis I bind and oblis me lelily and trewly, but frawde or gile, be the fatht and trewtht of my body, for all the days of my life, to obserfe and keip aganis all thaim that life and de may, myne allegeans to our soverane lord alanirly exceppit, and my serviss owcht of law to my forfeftoris. In witnes of the quhilk thing, becauss I hade na sele propir present of mine awne, I hafe procurit with instans the seile of ane honorabill man, Andro Hay of Brekkow, to be affixit to this present writ at Lochtcanmor, the ferde day of the monetht off Aprill, the yher of God M. four hundretht nynte and sevin yheris, befor thir witness, Alexander Gordoune constabill of Drummyn, James Douglas, Master Walter Skall, Sir Jhone Andersone publict notar, Sir Thomas Cochrane, Chaplane, and otheris diuerss; and for the mayr securitie, I hafe subscribit this present write witht my awne hand.

Wylyam Lachlanesone with my hande.

XVI.

BAND OF MANRENT, STEWART OF CLAWAK TO THE LORD GORDON—1498.

Be it maid kend to all men be thir present lettres, me Robert Stewart of Clawak to be bund and oblysyt, and [be] thir my present lettres and the faith and treuth in my body, lelely and treulye byndis and oblissis me in

manranship and seruice to ane noble and mychti lord Alexander lord Gordoun for all the dais and termys of my lyfe, and that I sall be redy to my said lord and master seruice, be nycht and be day, on horss and on fuyt, quhen and alss oft as I salbe warnyt tharto be my said lord or ony of hiis naym, or at I can gett wytt of, etc. The quhilk manranschip and seruice for all the days of my lyff as said is, I sall lelely and treulie keip and obserf fyrst and befoyr al thame that lyfe and de may, myne allegiens to my soueran lord the kyng, and my seruice to my lord of Huntlie alanerlie out tayn and exceppyt, and for the fulfilling and sekyr kepyne heyrof I bynde and obliss me lelely and treulie without fraude or gyil, in the maist sower and strait styile of obligation, and for the mayer sowerte the haly ewangelis twechit, in witnes of the quhilk thing, becauss I haid na seil propir present of my awyn, I haue procurit witht instans the seil of Gilbert Vauss burgess of Inuerness, to this my present obligation to be to affixit, at Inuerness, the xxiii day of Januar, the yer of Gode ane thousand four hunder nynte and sewyn yeris, befoyr thir wytnes, Neyll Stewart of Forthirgyll, Wylzem Frasser of Fyllorth, Malcum Stevarte, and Johne Stevarte witht wtheris diuerss.

XVII.

BAND BE ALEXANDER SETOUN OF TULEBODY—1502.

Be it kend to all men be thir present lettres, me Alexandr Setoun of Tulebody, knycht, to be bundin and oblist, and be thir present lettres bindis and oblissis me, lelelie and treulie, be the fatht in my body, in manrent and seruice, to ane noble and mychti lord, Alexander erle of Huntlie, lord Gordoun and Badzenach, and sall keip afald seruice and manrent to my said lord, in all his actiones, materis, and querelis, lesum and honest, and I sale keip his consale secret, etc., and I sale stand witht his lordship, and tak his afald pairt in manrent and seruice as said is, aganis ale man, my allegiance to our souerane lord the kinge except, and my seruice, bundin of befor, to the erle of Boithvile alanerlie, etc. In witnessinge herof, becaus I had na sele present of myn awin, I haue procurate witht instance, the sele of ane honorable man, Williame

Scot of Balvery, knycht, to be affixit to thir present lettres of manrent, and to the mair evidence I haue subscriuit the samyn witht my hand, at Aberden, the x day of October, the yer of God M. fif hundretht ii yeris befor thir witnesis, Master Johne Dauison, Master Alexander Rait, and Johnne Settoun, with utheris diuerss.

Alexander Setone of Tulibody knecht.

XVIII.

ALEXANDER CROMY OF INUERERNANIS BAND OF MANRENT—1503.

Be it kend to all men be this present letteris, me Alexander Crome of Inuerernane, to haff becumin, and be this my letter of manrente becumis lele trew mane and seruande to ane noble and mychty lord Alexander erle of Huntle, lord Gordon and of Badzenacht, for all the days of my liff, myne alegeance alanerlie excepit to the kingis hienes, and that I sall at my pouer defend my said lordis persone, his landis, honour, and folkis, kep his consaile giff he schavis itt to me, and giff he desyris my consaile sall giff him the maist profitabile consale for his honour and profit that I can; and attour, I and my freindis salbe redy to do seruice to my forsaid lord at his command, and tak his part in contrar ony mane leifand, the kingis hienes excepit alanerlie, witht all punttis that is contenyt in ony letter of manrent that accordis ony mane to do to his lorde and master within the realme of Scotland, in lawte and seruice; in witnes of the quhilk thing I haff affixit my propir seille to this my letter of manrent at Inuercabok, the v day off Marche, the yer of God a thousand v hundretht and thre yeris.

XIX.

THE LAIRD OF BALWERYS BAND OF MANRENT—1506.

Be it kend till all men be thir present lettres, me Villiam Scot of Baluery, knicht, to be bundin and obliste be the faith and treutht in my body, and be thir my letteris lelily and treuly bindis and oblissis me for

all the dais of my liff tym, that I salbe leill and trew man and seruand to ane noble and mychty lord Alexander erle of Huntle, lord Gordon and Badzenocht, and sall ryd and gang witht hym, and tak his afald part in all and sindry his materis, actionis, caussis, and querellis, in pease and in weir, befor all otheris leivand, myn allegeance to our souerane lord the kyng, and my forfeftouris alanerly excepit, etc. In witnes of the quhilk thing, I haue affixt my selle witht my subscriptione to thir lettres at Edinburght, the xiiii day of Februar, the yer of God M.v^{c} vi yeris, befor thir witnes, Robert Innes of Inuermarky, Thomas Copland of Wdach, master James Strachin, Jhon of Seton, and master Jhon Dauidson, with utheris diuerss.

William Scot off Baluery, knycht,
manu propria.

XX.

BARRONE REIDIS BAND OF MANRENT—1508.

At Baluery, the xvii day of Aprill, the yer of God M.v^{c} and viii yeris, it is apontit and concordit betuix ane rycht noble and prepotent lord Alexander erle of Huntle, on that a pairt, and Alexander Reid off Dallaquharny, on that other pairt, in this maner; that is to say, the said Alexander to becumyn man and seruand for all the dais of hes liff to the said erle befor all otheris, his allegeans excep to the Kingis grace, and seruitance of law to his other lordis, and the said erle sall giff and giffis to the said Alexander in his fe for his seruice, for all the dais of thair liffis, his forest of Glenhaithuyth in Strethordill, and his landis of Dalnagarn with thar pertinentis, the said Alexander payand the deuiteis to the kirk, and reseruand to the said erle the waddis of the said forest, and to be kepit souerly be the said Alexander to the saidis erlis profit, sauffand it salbe lesum to the said Alexander to tak ressonabli tharof to his nedfull ministeris, to his bigging quher he duellis, and the said Alexander sall keip the takkis set tharof to Thomas Don for the termis he hes to ryn allanerly, the said Alexander haiffand all other profitis by the kirk rycht, and gif the said Alexander be warnit therto, he sall keip ilk yeir the hunting of the said forest to the said erle, etc. And to the

keping and fulfilling of all the poyntis abou writyn, bath the said partis, ar oblist to otheris be thar fathis, and intakin and witnessing, tharof to the part of thir indenturis remanyng with the said erle, the said Alexander hes procurit the seill of Sir Jhon Stewart of Stoyghis to be affixt witht his subscription, day, yer, and place forsaid, befor thir witnes, Willyam Scot of Balwery, knycht, Patrick Bercley of Grauntuly, Jhon Ferguson of Stravith, and master Jhon Dauidsoun, witht otheris diuerss, and the said Alexander sall hald his gudis furth of the said forest ilk yer quhill Witsonday.

Alexander Reid,
witht my hand at the pen.

XXI.

THE LARD STROWANS BAND OF MANTENANCE—1509.

Be it kend till all men be thir present lettres, me William Robertsoun of Strowane, to be bundin and oblist, and throw the tenour of thir present lettres, byndis and oblissis me to ane noble and mychti lord, Alexander erle of Huntlie, lord Gordoun and Badzenocht, that I sall be leill and trew man and seruand to the said lord, for all the dais of my liff, and salbe redy to ryd and gang witht the said lord, in pece and were, witht my kyn and frendis, befor and aganis all othiris, myne allegiance except to oure souerane lord the king, and my band maid obefor to Jhone master of Atholl, &c. In witnes of the quhilk thing, I haf subscrivit thir present writt witht my owne hand, and affixit my proper seill at Edinburgh, the xiiii day of the moneth of Februare, the yere of God ane thousand five hundretht and viii yeris, befor thir witnes, Schir Williame Scot of Balwery, knycht, Johne of Creichtoun, Master Alexander Rait, Dauid Balfour of Caraldstoun, and Schir James of Carimure, notar publict, witht utheris diuerss.

Vyllyam Robertsoun off Strowan.

XXII.

THE LAIRD OF GRANTIS BAND—1509.

Be it kend till all men be thir presentis, me Johnne Grant of Frewchee to be bound and obleischit, and be the tennour heirof bindis, and in maist suir and strait forme obleissis me to ane richt potent and noble lord George erll of Huntlie, lord Gordoun and Badzenoche, etc. in freinschippe and serueice, oblessand me, as said is, to honnour, assist, fortefie, and serue the said noble lord witht all the kyn, freindis, serwandis, dependairis, and partakeiris that I may mak, in all and quhatsumewer his ado, actionis, caussis, questionis, and queirellis, aganis all lewand and deidlie personis quhatsumeuer, without respect or exception of one persoun or personis, the Kingis majestie his selff onlye exceptit, etc. In faithe and vitnes quharof, I haue subscrywit this promit witht my hand, at Elgynne, the penult day of Nowember, in anno 1509, befor thir witnes, Jon Grant of Carrewun, and Jon Drummond, with utheris diuerss.

Johne Grant off Frewquhy.

XXIII.

DOWILL M'RENYLL LETTYRIS OFF MANRAYNT—1511.

Be it kend to all men be thir present lettres, me Doul Ranaldsone, the sone and ayr of wmquhile Ranald Alanson of Alanbigrin, to be bundin and oblist, and be the tenor of thir presentis, and faitht in my body, lelelie and trewlie, but fraude or gile, byndis and oblissis me, in the stratast stile and form of obligatioun, to ane noble and mychtie lorde, and my lord Alexandere erle of Huntlie, etc., for his rewarde, helpp, and supple done to me, and to be done to his man and seruitour, that I becumis and salbe his man and seruitor, and sall continewe, wss, and perseuere his manrent and seruice, indurande all the dayis of my lyff, na persone except, bot the kingis hienes allanerlie. In witnes of the quhilk thing, I haif, witht instance, procurit the sele of ane honorable

man, Jhon Cutbert, Aldirman of Inuernis, to be affixit to thir presentis, be causs I hade na seil of my awin propire, present for the time, at the burgh of Inuernis the x day of Marche, the yere of God M. v^{c} and ten yeris, befor thir witnes, Jhon Auchlek, Jhon Ker, Henry Kare, Thomas Patersoun, burgessis of the said burgh, William Lauchlansoun of Dunnathane, Ewin Alanson in Lochabre, Turnebull of Wachaop, and Maister Androw Sinclar vicar of Lagan, notar publict, witht otheris diuerss.

XXIV.

AUCHYNHAMPERISS BAND OF SERUICE—1511.

Be it kend till all men be thir present lettres, me Thomas Dunccansone, sone and apperand air to Dunccan Thomsone of Achinhampris, to be bundin and oblist, and be the tenor of thir present lettres bindis and oblissis me, be the fatht in my body, lelile and trewly, in the stratast style of obligatione, to ane noble and mychty lord, Alexander erle of Huntle, and lord of Badzenach, that forsamekle as my said lord hes gevin to me his letter of mantenance, that tharfor, I bindis and oblissis me to be cumin, and be the tenour of thir presentis, becumis leile trew man and seruand to my said lord, for all the dayis of my lif, myn allegeance to our souerane lord the King alanerlie excepit, etc. In witnes herof, I haf affixit my seele to this my letter of manrent, at Huntle, the xxv day of Junii, the yer of God ane thousand fif hundretht and alevin yeris, befor thir vitnes, Robert Innes of Inuermarky, James Gordon of Cabrach, and Schir Nicol Patersone, vicar of Kynnor, witht otheris diuerss.

XXV.

THE ERLLE OF ATHALLIS BAND OF MANRENT—1519.

Be it kend to all men be be thir present lettres, ws Johne erle of Atholl, to be bundin and oblist, and be the tenour of thir present lettres, and

the faith in our body, byndis and oblissis ws to be leill and trew to ane noble and mychty lord, Alexander erle of Huntly, and to gif him our leill and trew consaile quhene he askis it, and sall conseill his consail, gif he ony schawis ws, and sall tak his trew afald part, in peace and in weir, be our self, kyne, seruantis, and freyndis, in all and sindry his honest and leiffull actiones, materis, and queralis, aganis all dedly, our souerane lord, and my lord gouernour alanerlie exept, etc. In witnes heirof to thir present lettres, subscriuit witht our hand, our propir seill is affixit at Perth, the xxvi day of Nouember, the yeir of God M. v^{c} and nyntene yeris, befor thir witnes, Alexander Gordoun of Strathowne, Johne Gordoun of Lungar, Schir Johne Tiry, provest of Meffane, Maisteris Robert Monnorgund, persoun of Banquhory, Johne Irewyne, persone of Benhome, and Johne Gardin, notar, witht otheris diuerss.

Jhone erll of Athol.

XXVI.

BOND BY CHENE OF STRALOCH—1521.

Be it kend till all men be thir present lettres, me Alexander Chene of Straloach, to haue becumin man and seruand to my lord, Alexander erll of Huntlie, for all the dais of my lif, and that I sal tak his afauld part in all his querels, movit and for to be mouit, witht my kyn, seruandis, and freindis, etc., aganis all man, my allegeance to my souerane lord the King, my lord gouernour, and seruice aucht to my forfeftouris of law, allanerlie exceppit. In witnes herof, I haue affixit my seill to this my letter of manrent, togidder with the subscriptione of my hand, at Huntle, the xxix day of Julii, in the yer of God a thowsand fife hundretht tuenty and ane yer.

Alexandyr Chene of Stralvwcht.

XXVII.

LORD FORBES BAND OF MANRENT—1522.

In Dei nomine Amen Per hoc presens publicum instrumentum cunctis pateat euidenter quod anno Incarnationis Dominice millesimo quingen-

tesimo vicesimo primo mensis vero Februarii die ultimo indictione decima pontificatus sanctissimi in Christo patris et Domini nostri domini Leonis diuina prouidentia pape decimi anno nono In mei notarii publici et testium infrascriptorum presentia personaliter constitutus nobilis et potens dominus Johannes dominus Forbes et obligauit se fide media fideliter seruire etiam nobili et potenti etiam domino Alexandro comiti de Huntlye non solum per se quam suos consanguineos amicos familiares et seruitores in omnibus exercitibus tam supremi domini nostri regis quam suiipsius propriis sumptibus et expenssis ubi et quandocunque cum cariagiis sit excercitus aut conflictus. Et in omnibus aliis vero temporibus cum contigerit dictum nobilem et prepotentem dominum Alexandrum comitem de Huntlie dictum Johannem dominum Forbes in equitatibus suis priuatis desiderare sumptibus et expensis dicti prepotentis domini Alexandri comitis de Huntlie. Acta fuerunt hec in hospitio dicti Alexandri comitis de Huntlie hora quasi nona ante merediem vel eocirciter etc. Presentibus ibidem magistro Alexandro M'Brek burgensi burgi de Perth magistro Thoma Spalding et domino Nycholaio Paterson vicario de Kynnarny cum diuersis aliis etc. Et ego Johannes fabri etc.

XXVIII.

HECTOR MAKYNTOSCHES BAND—1532.

Be it kend tyll all men be thir presentis, me Hector M'Intoch, captann of the Clanquhattan, to be bundin and oblist, and be the faytht and trewtht in my body, byndis and oblissis me, my kyn, frendis, seruandis, dependandis, and partakaris, in manrent for all the dayis and termes of myn and thairs lyfftymis, tyll ane noble and mychty lord George erll of Huntlye, lord Badzenauch, etc.; and that I witht my kyn and frendis as said is, sall leillely and trewly tak afald and playne part witht the said lord in all and sindry his leissum actionis mowit or to be mowitt in contrair quhat sum euer persone, the Kingis graice beand excepit allanerly, etc.; in witnes heirof to this my lettir of manrent and obligatioun, subscriuit witht my hand at the pen, my seile is affixit at Petlurg, the thuenty-sext day of Junii, in the yeir of God M.v^{c} and thretty-thua yeiris, befor witnes George Gordon of the Gycht, Johne Gordon of Lon-

gar, Robert Innes, broder-german to the lard of Innes, Alexander Balze, witht otheris diuerss.

Hector M'Intoche,
witht my hand at the pen.

XXIX.

GARIOCH OF KYNSTAIRIS BAND—1536.

Be it kynd tell all men be this present wryt, me Jamis Gareacht of Kynstair, and Johne Gareach, sone and aperand air to the said Jamis, to be cumin men and seruandis to ane nobell and mechte lord George erll of Huntly for all the dais of our lyfis, and that we sall serue our said lord lelely and trewly at our power, als afaldly as ony sek men sell serue thair lord within the realme of Scotland, and sell tak his afald and trew part in all and sindry his just and lesum actionis and querellis, etc., contrar and aganis all dedly, our allegans to our sowerane lord the Kyng, and servece of law to owr suparior and forfeftowr allanarly beand exsepit, etc.; in witnes heir of the saidis Jamis and Jhone has sellit and subscryvit this present vryt, at Huntly the x day of Junii, the yer of God ane thowsand v hunder threty and sex yeris, be foer ther witnes, George Gordon of Gecht, Necoll Roiss of Achlossin, Johne Lesly of the Syd, Jhone Gordon of Tolloquhowdy, master Vellzam Gordon persone of Asse, witht uderis dyverss.

Jhone Gariawcht,
with my hand.

XXX.

ACHYNHUFIS BAND—1536.

Be it kend till all men be thir present lettres, me Robert Dugoude of Auchinhuif to be bund and oblist, and be the tenour heirof byndis and oblissis me be the faith and treuth in my body, to ane noble and mychty lord George erle of Huntlie, lord Gordoun, that I sall fore all the dayis of

the saidis erlis liftyme and myne, be trest, trow, faithfull, and afald seruand to the said erle and do him seruice, and tak afaild pairt with him in all and sindry his actionis and querelis, aganis quhatsumeuir persoun, state, or dignate within the realme of Scotland or vithuth, our souerane lordis hienes allanerly beyng exceppit, and that seruice being on the said erleis expenssis in all materis that I serf or ryde in his seruice, except in ostyng and huntyne, etc.; in witnes hereof I haue subscriuit this my present obligatioun witht my hand, at Edinburgh the first day of Nouember, the yere of God M.v^{c} xxxvi yeris, befor thir witnes, Nycholl Ross of Achlossin, Walter Berclay of Grantullie, Jhone Gordon, broder to the lard of Geich, and master Villem Gordone witht my hand, vitht utheris diuerss.

Robart Dugud, Achinhuf.

XXXI.

M'CLANE BAND OF MANRENT—1536.

At Huntle the tent day of December, the yer of God M. v^{c} xxxvi yeris, it is apontit and fynale agreit betuyx ane nobill and mychte lord, George erll of Huntle, on the ane pairt, and ane honorabill man, Ecttor Makelyne of Dowert, one the udyr pairt; in manner, form, and effek ass eftyr followis, that ys to say, gyf it pleis the Kyngis grace, the said lord sall resayf, and haf to man the said Ector, for all the dayis of his lyf, no man excepit bot the kyngis grace, and sall gyf his band of manrent to the said lord tharapone, for the quhilk causs, the sayd lord sall pleis the said Ector Macklayne, and gyf hym land in Lochabyr in his fe, vytht his band of mantennans aganis all man, the Kingis grace beand accept, etc., and the said lord hes subscriuit this present writ vytht his avyne propir hand; and the said Ector has set his hand to the pen, led be Master George Gordon, notar publyk, day, yer, and plass forsaid, for the vytnes, Vyllem Gordon of Vester Perk, Jon Strachyn yownger, lard of Lenturk, Jon Gordon of Tilloquhe, Alexander Lesle of Petcapill, Sir Angus Robertsone, persone of Tyllydak, vytht uderss diuerss.

George erll of Hwntly.

Ektor Maclayne vytht my hand at the pen.

XXXII.

MAICKLEANES BAND OF MANRENT—1536.

Be it kend till all men be thir present lettres, seyne ws Ector Maklayne of Dowart, Novynne Makkynnon of Stravodill, Ronald M'Donald Glass in Capach, and Donald Glass in Bandachar, our airis, acsequitouris, or assignas, to be bond and oblest, and be the faytht and trewthtis of our bodys, lelele and trewle byndis and oblesis ws, in the stratast stile and form of obligation that can be devysit, to ane noble and mychte lord, George erll of Huntlie, that forsamekill that the said erlis grantsyre had in wedset the landis of Garrowacht in Lochabyr of my fadyr, syklyk as the evydens maid tharapone mayr fullele reportis, and for the quhilk cawss ve haf gyffyne my said lord ane parte of monee quhilk la one the said land, and for certand yeris malis of the saidis landis by gane, beyng in the saidis lordis handis be resone of dispositione of his vorde gyffyne to him be the kyngis grace, and for the rest of the said mone ve bynd and oblesis us, our aris, acsequitouris, or assignais, coniunctlie and seuerale, ane off all and all off ane, renunsand the benefit of deuetione, to content and pay to my said lord, his aris, acsequitoris, or assignais, betuyx this and the fest of the Purefecatione of our Lady nixt to cum, the sowme of twentie merkis, and betuyx this and the fest of Sanct Androw, in the yer of God M.v^{c} xxxvii yeris, the sowme of ane hundretht pundis gud and usuall mone of the reallm, in complet pament of the redemtion and profetis bygane of the saidis landis duryng the tym of the vard, and gyf it falzes ws coniunctlie and seueralie not to mak pament to the said lord, his aris, acsequitoris, or assignais, to mak pament of the sowmes forsaid at the dayis abuf vrityne, it salbe lesum to my lord aforsaid, his aris, acsequitoris, or assignas to pund and distrense ws, or ony ane of ws, our guddis movabill or onemovabill, at his awne hand, for the sowmes abuf vrityne, or call tharfor as his lordship plasis, and vill and grantis that the said punding of our guddis coniunctlie and seuerale, sall be no crymis to the saidis lordis, his aris, acsequitoris, or assignais ass iss forsaid, all fraud and gyll secludit and avay put, bot intromet tharvitht ass his or tharis awyne propre guddis to the avayll and quantate abuf vrityne, the quhilk to do we promit faythfullie, our aris, acsequitoris, or

assignais, to the said lord, his aris, acsequitoris, or assignas as is forsaid, and is content that this obligation be acssendit in the best and sykerest form that can be devysit, in faytht and vitnes her of ve haf subscriuit this present obligation, vytht our hand at the pen led be master George Gordon, notar publyk, at Huntle the tent day of December, the yer of God M.v^{c} xxxvi yeris, afor thir vitnes, Villem Gordon of Vester Park, Johne Strachyne young lord of Linnturk, Jone Gordon of Tulloquhode, Alexander Lesle of Petcapill, sir Anguss Novynesone persone of Tillydak.

Ecttor Maklayne, vitht my hand at the pen.
Nowyne Makenone of Stravdill, vitht my hand at the pen.
Ronald M'Cow Glass in Capache, vitht my hand at the pen.
Donald Glass Makdellie in Bandachre, vitht my hand at the pen.

XXXIII.

AUCHYNHAMPEIRS BAND OF SERVICE—1537.

Be it kend til al men be this present writ, me Duncane Dauesone of Auchinhamperis, to be cumin man and servand to ane nobil and mychty lord George erl of Huntle, that is to say, that I the said Duncan, with my kyn, frendis, and servandis depending one me, sal serue my said lord lelely and trewle in al and sindry his actiones and querelis movit or to be movit in al tymes to cum, etc., this my band of serviss to enduir to my said lord for al the dayis of my lif, the Kingis grace alanerly beand exceppit; in witnes heirof I the said Duncan Daueson hes subscriuit this present band of manrent witht my avin propir hand, at Lenturk the xxv day of Junii, the yeir of God ane thowsand fyf hundretht thretty and sevin yeiris, befoir thir witnes, Walter Berklay of Grantulle, James Gordoun of Culchodilstone, Nycoll Ross of Auchlossin, master Villeam Gordoun persone of Esse, and Thomas Strathauchin, witht utheris diuerss, apone al and sindry the pointtis afoir vritin I the said Duncan Dauesone oblissis me faithfully, the greit aitht sworne.

I Duncan Dauesone witht my hand.

XXXIV.

LORD HUME'S BOND—1538.

Be it kend till all men be thir present lettres, me George lord Hwyme to be bundin and oblist, and be the treutht and fatht in our body, and the tenour of thir present lettres, lelilye and treulye bindis and oblissis ws, in the maist traist styill, form, and band of lawtaye and suthfastnes, to ane nobill and mychty lord, George erll of Huntlie, lord Gordoun and Baidzenocht, chanslair of Scotland, knycht of the maist nobill ordour of Sanct Michell, in maner and forme as eftir followis, that is to say, that we, our kynnismen, frendis, and anerdance, sall serwe and tak ane fauld pairt, and be for the said George erle, his men, kyn, and anerdance, in all his [and] tharis gud caussis, querrellis, and just opyneonis and actionis, honest and lefull, alss lelilye and treulye as ony lord or serwand serwis his lord and maister within this realm, aganis all oderis dedlye, our allegiance acceppit to our souerane lord the Kyng allanerlye, etc. In witnes heirof, we haue affixit our seill to thir present lettres, subscriuit witht our hand at Edinburght, the last daye of Julii, in the yeir of God ane thowsand fiwe hundretht thretye aucht yeris, befor thir witnes, rycht honorabill men, sir Johne Campbell of Lundy, knycht, Jhone Striuiling of Keir, George Gordone of Gycht, master Abraham Creichtone prowest of Dunglas, master Hew Ryg, and master Willyame Gordone, witht odirss diuerss.

George L. Hwyme.

XXXV.

ALEXANDER GORDON OF STRATHOUNES BOND—1539.

Be it kend tyll all men be this present write, me Alexander Gordoune of Strathoune, to be bundin and oblist, and be the faith and treuth in my body lelely and treuly bindis and oblissis me and my airis maile, in the stratest styill and forme of obligatioun, to ane nobil and mychtie lord George erll of Huntlie, lord Gordoun and Badzenoch, and to his airis maile,

that forsamekle as my said lord has gevin and infeft me, Janot Grant my spous, and Alexander oure sone, heretablie of all and haill the landis of the manys of Clouny and myln of the samyn, the Park Hill, the Park Wod, Skippertie, Litill Saquhin and myln thareof, Tullimare and Craggrene, lyand within the barony of Clouny and shirefdome of Aberdene, lik as oure infeftment we have of the samyn beris efter the forme of ane contract maid tharuppoun, registrat in the bukis of counsale afore the lordis, of the dait at Edinburgh, the ferd day of September, the yere of God ane thousand fife hundretht thretty-nyne yeris, tharefor I the said Alexander, efter the forme of the said contract, and for completing of the samyn, grantis and oblissis me be the tenour hereof to be cam leill, treu, ane fald man and seruand, and for me and my airis maile becummys leill, treu, ane fald men and servandis, be the tenour of thir presentis to my said lord and his airis maill forsaid, I and thai with ouris kyn, seruandis, men, frendis, tennentis, allys, parttakars, and all at we may purchess, sall serue, ryd, and gang in hoisting, peace and weir, with my said lord and his airis forsaid, we sall keip his and thairis counsale [etc.] And will obliss me and my airis maill at our entres to the landis of Clouny, and the laif of the landis aboue writtin, ilk ane singulairly be thame self, to gife thair attentik band of manrent, witht all claussis sall be happinnyt usit for the tyme, for thair liftyme, thai beand requirit be my said lord or his airis forsaid in this forsaid forme; in witnes of the quhilkis to thir my present lettres of obligatioun and band of seruice and manrent subscriuit with my hand, my proper seill is appendit, at Elgin the fift of Nouember, the yere of God ane thousand five hundretht thretty-nyne yeris before thir witnes, Robert abbot of Kinloss, Alexander Ogilvy of that ilk and of Fynlater, master Alexander dene of Murray, Walter Barclay of Gartalie, Johnn Leslie of the Syde, Johnn the Grant of Culkebbok, Johnn the Grant of Ballindallocht, master Hew Cragy, and master Peter Galbratht, notaris publict, with utheris diuerss; attour I will that this obligatioun and band be nocht preiudiciall to our said infeftment of the landis aboue writtin, and prouiding that my seruice and my airis seruice be upoun the said erll and his airis expenssis, conforme to the said contract.

Alexander Gordone of Strathoune.

XXXVI.

BAND BY LESLY OF SYDE—1541.

Be it kend till all men be thir present lettres, me Johnn Lesly of Syid, sone and apperand air to Villeame Lesly of Bolquhane, to be bundyne and oblest, and be the faytht and trewtht in my body bindis and oblesis me, in the straitest forme and styill of obligatioun, to ane noble and michty lord, George erll of Huntly, lord Gordone and Badzenoch, etc. That forsamekle as my said lord hes gevin to me the soume of four hundretht merkis numerit usuale Scottis monee, etc. tharfor I the said John Lesly, be the tennour heirof, becumis leil, trew, anefald man and seruand to my said lord, and sall witht my kyn, freyndis, seruandis, allys, tenentis, parttakeris, and all that I ma purchace, serue, gang and ryid, etc., contrar and aganis all levand or de may, the Kingis grace, and George erll of Rothes, in his avin propir actioun, allanerly excepit, etc. In witnes of the quhilkis, to thir my present letteris of obligatioun, and band of seruice and manrent, subscriuit witht my hand, my propir seill is affixit at Abirdene, the last day of Julii, the yeir of God ane thousand five hundretht fourty ane yeiris, befor thir vitnes, honorabill men, Alexander Irwyng of Drwm, Willyam Woyd of Bonetown, William Leslie of Balquhayne, Alexander Irwing of Cowll, James Gordon of Colquhodilstane, Robert Carnegye of Kynnard, witht uthers diuerss.

Jhon Lesly of the Syid.
G. Gordone.

XXXVII.

THE ERLE OF CRAWFURDIS BAND—1543.

Be it kend till all men be thir presente lettres, ws Dauid erll of Craufurd, to be bundin and oblesit, and be the tenor of thir presente lettres, and be the faith and treuth in our body, lelely and treuly byndis and oblissis ws, till ane nobill and mychty lord, George erll of Huntlie, lord Gordoun and Badzenoch, for all the dayis of the said erllis lyftym and ouris, in

maner, forme, and effect as followis, that is for to say, ffersamekle the said nobill lord George erll of Huntlie, lord Gordoun and Badzenocht, is bundin and oblesit to ws, for all the dais of his lyftym and ours, to help, suple ws, and tak afald parte, with all his kyne, freindis, seruandis, and adherendis, witht ws in all our just actionis, and lesum materis, querellis, questionis, heretage and conquest, batht in the law and by the law, contrar ony party or parteis within the realm of Scotland, or utew, as in the said nobill lordis band maid to us tharupoun at mair lynth is contenit. Tharfor we the said Dauid erll of Craufurd sall on lykwiss tak afald, plane, and trew part, witht all our kyne, freyndis, seruandis and adherendis, that will do for ws, at our uter power, with the said nobill lord George erll of Huntlie, etc., in all maner his just actionis, and lesum caussis, questionis, and querellis, for all the dayis of his lyftym and ouris, batht in the law and by the law, etc., our allegiance to our soueran lady Queyn of Scotland, the croun of the samyn, and to the governor tharof for the tyme, alanerlie excepit; and detful seruice to thame that we hald landis of, gif ony be, inlikwis excepit, etc.; In witnes herof, to thir present lettres, subscriuit with our hand, our propir seil is affixit, at Edinburgh, the xxvii day of Januar, in the yeir of God ane thousand v^{c} xlii yeris, befor thir witnes, George Gordoun of Scheuess, Walter Ogiluy of Dunlugys, knycht, master William Gordone persone of Essey, Andro Thome citiner of Brechin, and master John Lyndesay of Quhitforet, noter publik, witht utheris diuerss.

Dauid erl of Craufurd.

XXXVIII.

THE LORD SALTOUNIS BAND TO MY LORD—1543.

Be it kend to all men be thir present letters, me Wilzame lord Saltoun of Rothemay, to be bundin and ablist, and be thir present lettres be the faith and treuth in my bodyie lelelie and treulie byndis and oblises me, to ane rycht noible and potent lord George erle of Huntlie lord Gordone and Badzenocht [etc.] that I be my self, my kyn, frendis, adherentis, assistaris and parttakaris, sall ryid and gang with him in the Queen's graice and my lord gouernoris seruice, and all utheris his lefull besynes and

effairs concerning his lordship, and sall tak his anefald treu part [etc.] In witnes of the quhilk thing to thir my lettres, subscriuit with my hand my seill is affixit, at Edinburgh the xxvii day of Marche, the yeir of God ane thousand fywe hundretht fourtie-thre yeris, befor thir witnes, Allexander Innes of that ilk, James Ogiluy of Cardell, master Jhone Abirnethyie, and master William Gordone, witht uthyeris duierss.

Wilyiam lord Saltoune.

XXXIX.

THE LORD LOWETS BAND TO MY LORD—1543.

Be it kend to all men be thir present lettres me, Hew lord Freser of Louett, to be bundin and oblist, and be the tennour heirof byndis and oblises me be the faith and treuth in my bodyie, to ane noible and potent lord George erle of Huntlie, lord Gordoune and Badzenocht, to be leill and trew to his lordship, and sall witht men, kyn, frendis, seruandis, tennentis, allys, and adherendis, tak his plaine, trew, aneafald parte in all and sindry his just and lesum actionis and querellis, mouit or to be mouit, and gangand with him in oistings, etc. in weyr and peace, [etc.] als lelelie and trewlie as ony lord or barroun doiis to his erle and lord, within the realm of Scotland, indureing my liue tyme, and in contrar all man mortall, or dee may, the Queenis grace, and hir gouernour for the tyme beand, allanerlie exceppit, etc.; in witnes of the quhilk I haue affixit my propir seill, togidder witht my subscriptione manuall, to these my band and obligatione, at Inuernes the second day of Maii, in the yer of God M.V^{c} fourtie-thre yeris, befor thir vitnes, ane venerable fader in God Allexander prior of Pluscartin, Jhone Drummond of Innuerpeffray, Wilyam Fresser of Abirterf, James Ogiluye of Strathnarne, James Grant of Fruquhye, master Wilzame Gordone, notar publik, witht utheris diuerss.

Hew lord Frasser of Louet.

XLI.

BOND BY THE CAPTAIN OF THE CLAN CAMERON—1543.

Be it kend till all men be thir present letteris, me Ewin Allansone, capitan of the Clan Chamrone, to be bundin and oblist, and be the tenour heirof byndis and oblissis me be the faith and treuth in my bodye, to ane noble and potent lord George erle of Huntlie, lord Gordone and Badzenoch, to be cumin his leill, trew, ane fald man and seruand, and sall witht my kyn, frendis, seruandis, tenentis, allys, and partakkaris, and adherentis, tak his playne anefold part in all and syndre his just actioneis and qerrellis mouit or to be mouit, and sall gang and ryid witht him, etc., in contrar all man mortall, the Quenis grace beand alanerlie excepit; in witnes of the quhilk, I haue subscriuit this my band of manrent and affixit my seill to the sam, at Inuernes the third day of Maii, in the yeir of God ane thowsand fywe hundretht xliii yeris, befor thir vitnes, Hew lord Fressar of Lovet, Allexander prior of Pluscartein, Johne Drummond of Inuerpeffray, Allexander Innes of that ilk, Allexander Dunbar of Cumnok, James Ogiluy of Strathnarn, Johne M'Kenze of Kyntaill, and master Wilzam Gordone, witht utheris diuerss.

I Ewyne Allansone,
witht my hand at the pene layd witht the hand of
Duncan Kennydy, notar publik.

Ita est Duncanus Kennydy ad premissa notarius teste manu propria.

XLII.

THE LAIRD OF ALLERDESS BAND—1543.

Be it kend till all men be thir presentis letteris me, Jhone Allirdes of that ilk, to be cum leill trew man and seruand to ane noible and potent lord George erle of Huntlie, lord Gordone and Badzenocht, and tharfor sall witht my kyn, frendis, seruandis, tenentis, and adherentis, and all that I may purchess, my partakaris, tak his lordschipis playne anefald part in all and sindrie his just actioneis and querelles movit or to be

mouit, and sall witht my kyn and parttakaris as said is, gang and ryid with his lordschip in oistingis and uder his besines in peace and weyr, etc., in contrar all man mortall or dee may, the Qwenis graice and hyr tutouris and gouernouris for the tyme beand alanerlie exceppit, etc., in witnes heirof I hawe affixit my propir seill to this my band of manrent, togidder witht my subscriptione manuall, at Huntlie the x day of Maii, in the yeir of God M.v^{c} xliii yeiris, befor thir vitnes, rycht honorable men Allexander Ogiluy of that ilk, Wilzame Leslie of Balquhane, James Ogiluy of Strathnarn, George Gordone in Carnborrow, and master William Gordone, notar publik, witht utheris diuerss.

Jhon Allirdes of that ilk.

XLIII.

WILLIAM M'INTOSCHE HIS BAND OF MANRENT—1543.

Be it kend till all men be thir present lettres, me William M'Intoschecht, sone and apperand air to umquhill Lawchlane M'Intosche of Dwnnachten, capittane of the Clanchattane, to be bundin and oblist be the fayth and trewtht of my body, and be thir my lettres, trewlie bindis and obleissis me, in the stratast form of obligatioun, that I salbe, and be the tenour heirof, is and cumis, leyll, trew, faythfull man and serwand to ane nobill and mychty lord, George erll of Huntlie, lord Gordoun and Badzenocht, his airis and successouris, erlis of Huntlie, and sall witht my kyn of the Clanchatten, freyndis, serwandis, allis, tenentis, partakeris, adherentis, and all that I ma purchace, serue, ryde, etc., contrair and aganis all levand or de may, the Quenis grace, and hir gracis tutouris and gouernouris for the tyme beand allanerlie exceppit, and this for certane landis gevyn to me in fee for my lyftyme, etc. In witnes of the quhilkis to this my present letter of obligatione, witht band of seruice and manrent, my propirr seyll is affixit, togidder with my subscriptioun manuall, at Huntlie the xii daye of Maye, in the yeir of God a thowsand fyue hundretht fourty three yeris, befoir thir wytnes, John Gordoun erll of Sutherland, Alexander Ogyluy of that ilk, William Leslie of Balquhane, James Ogiluy of Strathnarn, Alexander Leslie of Qwiltis, Jhon

Leslie of Syde, maister Adam Gordoun of Castletoun, Agnus Williamsoun, Jhon Williamson, and maister William Gordoun persoun of Esse, witht utheris diuerss.

Wilzem Makinthose capitan of the Clancathan.

XLIV.

THE ERLE OF ARGYLES BAND—1543.

Be it kend tyll all men be thir present lettres, us George erll of Huntlie and Archibald erll of Argile, that fforsamekle as we understand presentlie, and consideris how that in this trubulus tyme and brokin warld, it is werray necessar for the commoun weill of the realme, and stenching and repressing of brek in the Hielandis be euill myndit men, as appeiris weill to be of grete rummer, that tharfor and for diuerss and ressonable caussis moving us, and in respect of the auld kyndnes at has bene ay betuix our foirbearis and thair houssis, and of the proximite of blude in sa tendir degreis amangis us, that thair be ane equale band amangis us, thairfor to be bundin and oblist, and be the tennour heirof byndis and oblissis us lelely and treuly be the faith and treuth of our bodeyis, ilkane to utheris, that we with our kyn, freyndis, seruandis, adherentes, parttakkaris, in quhatsumeuir honest and lesum querrelles, actionis, contrauersiis, and debatis that we or our tendir kynnismen happinis to haue ado, sall tak utheris and tharis leful and plane part baith in the law and by the law, quhen athir of us is requirit be utheris tharto aganis all deidly, our souerane lady the Quenis grace, and the authorite of the croune of Scotland allanerlie except; and in caiss that ather of us be putt at be way of deid, except be the Queinis hienes, or authoritie of the croune, that ony of us, as God forbid it, be slayn, our cuntries brynt and heriit, or ourselfis haldin in captiuite and presoun, the tothir sall with his kyn, freyndis, seruandis, etc. revenge the samyn be way of deid, quhill ewer satisfactioun be maid for the slauchter, byrning, etc. and this to be done without ony fictioun or colour, etc. And in case that ony of our men makis stouth, heirschipe, reif, or slauchter vpoun utheris, the samyn sall be mendit and redressit amangis ourselfis be the awiss of our best freyndis, or it be persewit be the law; and gif ony cumpany, catherane, or punzeoun of

lymmaris, risis in the cuntre to mak brek, reif, spoliatioun, or slauchter, we sall baith concur with our poweris for the stancheing of the samyn, and punitioun thairof as efferis. In witnes of the quhilkis baith the saidis partiis has subscriuit and selit this present band of obligatioun, interchangeablye at Struieling the first day of August, the yeir of God ane thousand fife hundretht and fourty-thre yeris, befoir thir witnes, ane reuerend fader in God Robert bischope of Orknay, Donald abbot of Cowper, schir Johnn Campbell of Caldour, knycht, John Lesly of Boquhane, Williame Lesly of Wardes, George Gordoun of Schevez, and maister Peter Galbrath, notar publict, witht utheris diueris.

Archibald erll of Ergyll.

XLV.

THE SHERIFF OF MOIRAYIS BAND—1544.

Be it kend till all men be this present letteris, me Alexander Dunber of Cumnok, for my self, my kyne, frendis, assisteris, allias, parttakaris and seruandis, to haue cumin leill trew men and seruandis, and be the tenor heirof becumis leill trew men and seruandis, for all the dayis and termis of our lyftimis, to ane nobill and mychty lord, George erle of Huntillie, lord Gordoun and Badenocht, during all the dayis and termis of his lordschipis lyftyme and ouris, and sall ryid and gange with his lordschip, within the boundis of Scotland and uttouthe, etc., our souerane lade the Quenis grace, and her sukcessouris allanerlie outtakin; and for ane band of mantenens giffin to me, my kynnismen, frendis, assisteris, allias and seruandis, togidder witht the soum of sevin hundretht merkis monee, to be deliuerit to the saidis Alexander Dunber at the term affixit, etc.; to this our forsaid band subscriuit witht our hand, our seill is affixit, at Fores the fourt day of Januar, in the yeir of God ane thousand v^{c} and fourte thre yeris, befor thir vitness, Johne erle of Sutherland, James Dunber of Terbert, Robert Dunber of Dorris, William Leslie of the Culttis, James Dunber persone of Cumnok, Alexander Wrquhart of Burriszardis, Huchown Ross of Kilrawak, and Allexander Wmchester noter publict, with utheris diuerss.

Alexander Dunbar of Cumnok.

XLVI.

GENERAL BOND BY THE NOBLEMEN AND BARONS OF THE NORTH—1544?

We quhay hes subscrivit this band haifand consideratioun of syndre grete attemptatis daily done in the north partis of the realme of Scotland, and speciale in this evil wardle and brokin tym, in the qwenis grace our souerane ladys minorite, quharthrou that the communite and the gudemen ar gretlie opprest be slauchter, reif, spulze, stoutht, sorne, and sindrie other enormiteiss, quhilkis and thai be nocht wyslie witht prouisioun stenchit and pwnist, ther apperis na less nor gret ruin, hurt, and mischeif to the haill cuntray, heirfor becaus ane noble and mychty lord, George erll of Huntlie, lord Gordone and Badzenoch, etc., luftennent of the northt partis of Scotland, and chancellar of all Scotland, hes schawin him self in deid presentlie gude lord for the pwnisement of trespassouris, and hes promist afore ws all that he sall continew in the sam, quhilk as he alleigis he ma not gudlie do, withtout we all, and euery ane of ws, for our awin partis, nocht alanerlie, lelely, treulie, and afauldlie concur, ansuir and obey his lordschip, in the said office of luftennentry, bot alsuo do justice as becumis ws, and euery ane of ws, after our qualities, and that executioun thairof may tak effek, to be bund and obleist, and be thir presentis and the faitht and trewtht in our body lelie and trewlie bindis and obleissis ws, and ilkane of ws, to the said erl, luftennent, that quhovsone and quhovoft that ony attemptat, sic as is forsaid, happinis to be committit in ony of our landis or bailyereis, that we sall, incontinent aftir the sam cum to our knawlage, serce, seik, and apprehend sic malefactouris and pwnis tham, gif we haif authorite; failyeing tharof, to deluier tham to the juge ordinar of my lord luftennent or his deputis, to be pwnist according to thar demeriteis, and siclyk gif thai be delatit to my lord luftennent or his deputis quhousone that we, or ony ane of ws, beis requirit to deliuer tham, we sall do the sam lelely and trewly without fictioun or fauor, quhedir thai be kynismen, seruandis, tennentis, or otheris duelland in our landis, bailyeriis, or takis forsaidis, and in case that we deluier tham nocht, or dois nocht our exact diligence, tharfor grantis ws to be callit and pwnist be my said

lord luftennent and his deputis, as fostararis, fauoraris, and mainteinaris of the said malefactouris, and sall be haldin to ansuir in the ciuil actioun for thair deidis, and in cace that ony malefactour will flee, quhais land that euer he cum to, efter the sam be denuncit, and cum till his knawlege, the lord and law at aw that land sall be haldin to tack him and deliuer him to be pwnist, as said is, onder the foresaid paneis; and for the faithfull obseruing, fulfilling, and keiping heirof, we have subscrivit this our obligatioun, at Elgyn, the viii. day of December, vitnes, George erll off Huntly, Jhone erll of Swthyrland, Jhon erll of Atholl, Alexander Fraisser lord Lowet, Wylliam Mackinthose of Dunnachten, James Grant of Fruquhy, Jhone M'Kenze of Kyntaill with my hand on the pen led by master William Gordone, notar; Alexander Ross of Balie[vat] witht my hand at the pen laid be schir Nicolas Ross; Allexander Cumin of Alter, witht my hand at the pen led be schir Nicolas Ross; James Innes balze to my lord bischop of Murray for ; Johne Grant of witht my hand at the pen led be Johne Currour, notter publict; Alexander Urquhart of Alexander Gordone of Strathoune, George Gordone of Schewiss, Alexander Dunbar of Cumnok, James Gordoun of Colquhodiston, led be master William Gordoun, notar, Alexander Gordon aperand of Bodom, Jamyss Inniss, Thomas of Kyldon, Alexander Innes of that ilk, John Achinsone of Garlocht witht my hand at the pen led be maister James Skeine, notar publik, Johne Cheslome of Cummir witht my hand at the pen led be the said maister James, notar publik, Hector M'Kanze of Cuntaloid witht my hand at the pen led be the notar aboue writtin, Robert Munro of Fowles, Robert Inniss of Moncabok, Allexander Urquhairt of Inchirore, Huchon Ross of Kilrawok, Jhone Grant of Bellnadalloch, Jhon Hay of , Villiam Leslie of , Patre Grant of Delwye, Johne Grant of , James M'Culloch of , James, George, and William Ross, James of Dawachrarke, George Gordon in Carneborrow, Robert Dunbar, James Dunbar of Tarbert.

XLVII.

BAND BY FORBES OF CORSINDAWE—1544.

Be it kend till all men be thir present lettres, me James Forbes of Corsindawe to be bundin and obleist, and be the faith and treuth in my body bindis and obleissis me in the strataist forme and styill of obligatioun to ane nobill and mychty lord George erll of Huntlie, lord Gordoun and Bauzenocht, etc., and to his airis; that forsamekill as my said lord hes gevyn to me in lifrent the landis of Inuer with thar pertinens, liand within the paroche of Monimusk and shirefdoum of Abirdeine, lik as in his lordschipis letter of assedatioun maid to me thairapone mair fullelie is contenit, and uther certane gratitudis done to me by said lord diuerss tymmes, tharfor I the said James Forbes grantis and obleissis me to becumin leill trew anefald man and seruand, and be the tennour heirof becumis leill trew anefald man and seruand to my said lord and his airis, and sall keip his counsall, etc., aganis all lewand or de ma, my allegiens to the Quenis grace and my seruice of law for infeftouris alanerlie exceptit, etc.; in witnes of the quhilk I hawe subscriuit thir present band of manrent, and hes affixit my seill to the samen, at Huntlie the xix day of Junii, the yeir of God ane thousand v^{c} fourty-four yeris, befor thir witnes, nobill and honorabill men Johnn erll Sutherland, William maister Forbes, James Ogilvy of Cardell, Robert Forbes of Eicht, maisteris William Gordoun person of Esse, Thomas Annand and Robert Lumisden notaris, witht utheris diuerss.

James Forbes,
witht my hand.

XLVIII.

JAMES GRANTS BAND OF MANRENT—1546.

Be it kend tyll all men be thir present lettres, us James Grant of Freuchye, and Johnne the Grant my eldest sone and apperand ayre, fforsamekle as ane noble and mychty lord George erll of Huntly lord

Gordoun and Badzenoch, etc. has infeft me and the said Johnn my sone in lifrent, and the langest levar of us, in all and haill his sex dawachs of his landis of Strathoune, viz. the dawach of Dalmorye, Auchnahaile, Capach, the dawach of Dalnabotht, Auchinlony, the dawach of Fortterletter with the pertinentis, the dawach of Inverlochy and Fynren, the dawach of Westir Enroury and Roven, with the myln of the samyn, the dawach of Eistir Campdaile, and Westir Campdale, with the forest and glen of Glenawne, and keping of the hous and fortalice of Drummyne, togidder with the bailliorye of the lorschipe of Strathoune, providand at my said lord haue twa bullis of kye fed in the said forest and glen of Glenawne, lik as umquhill erll Alexander his gudschir had, and siclik that he haue the twa part of the escheit of court and ne the thirde part, and at the said hous and fortalice of Drummyn be patent reddy to the said erll, his aris and successouris quhen thai lik to cum thair, and at the scheill and gerss of Incherory and hillis of Bynawnne be kepit to our saidis lordis hunting quhen he commandis, lik as at mair lenth is contenit in his charter maid to ws thairupoun; heirfor we the said James and Johnne my sone forsaid, grantis ws and ilkane of ws to haue becuming men and seruandis to my said lord erll of Huntly, to his airis and successoris for all the dayis of our liffis, and to be bundin and oblist, and be the tennour heirof lelely and trewly be the faith and trewth in our bodyis byndis and oblissis ws, that we salbe faythfull, leill, and trew men and seruandis to our said lord, his airis and successouris as said is, etc. In witnes of the quhilkis, to thir our lettres of manrent and obligatouris, subscriuit with our handis, our selis ar tohungin, at Elgin, the aucht day of Maii, the yeir of God ane thousand fife hundretht fourty sex yeris, befor thir witnes, ane noble and mychtie lord, John erll of Sutherland, ane reverend fader in God, Robert bischope of Orknay, Alexander Innes of that ilk, Johnne Lesly of Boquhane, Robert Innes of Inuermerky, William Sinclair of Dunbeith, and Alexander Commyng of Alteir, with utheris diuerss.

James Grant of Fruquhy.
John Grant with my hand at the pen led be Robert bischop of Orknay

XLIX.

WILLIAM MASTIR OF FORBES HIS BOND—1546.

At Edinburgh the xxv day of August, the yeir of God M. v^{c} and xlvi yeiris, in presens of the lordis of counsall, comperit William maister of Forbes, and gaif in this writting under writtin, subscryuit witht his hand, and desyrit the samyn to be insert in the bukis of counsall, and to haue the strenth of ane act and decreit, etc., of the quhilk the tenour followis. At Edinburgh the xxiiii day of August, the yeir of God M. v^{c} and xlvi yeris, the quhilk day, that forsameikle as it hes plesit my lord gouernour to frath William maister of Forbes furth of ward of the castell of Edinburth, quhair he was ordanit be decreit of the lordis of secreit counsall to remane ay and quhill he deliuerit certane pleggis, namyt in the said decreit, to my lord gouernour in keiping, for gude reule to be keipit be him, his kin, frendis, and seruandis in the cuntrie, and for securitie of my lord of Huntlie, chancellare, that his persoun suld be harmeles and skaithless of the said William, and all that he mycht latt; thairfor the said William maister of Forbes is content to pas witht my said lord chancellare, lieutenent in the northt partis of this realm, and remane in fre ward, within ony place the erle of Huntlie foirsaid pleissis to assigne, ay and quhill the saidis plegis be deliuerit, etc.; under the pane of ten thousand pound. In witnes of the quhilk, I the said maister of Forbes hes subscryuit this writt witht my hand. Extractum de libro actorum per me magistrum Jacobum Foulis de Colintoun clericum rotulorum registri [etc.]

Jacobus Foulis.

L.

THE CONTRACT BETUIX MY LORD HUNTLIE, AND THE ERL OF ERRALE—1546.

At Pertht the thrid day of yeir of God ane thousand five hundretht and fourtie sex yeris, it is appontit and fynallie concordit,

betwyx noble and mychty lordis Geerge erll of Huntlie, on that ane part, and George erll of Errol, on that other pairt; in maner, forme, and effect as eftir followis, that is to say, athir of the saidis parties sall in all tyme to cum, during thair lyftymes, tak plaine anefald pairt witht otheris, in all and sindri thair actionis, querellis, and contrauersiis, lefull and honest, etc.; and for manteining of amite and kyndness betwyx the houssis of Huntlie and Errol in tyme cummyng, John Gordone alias callit Ogilvye, third lauchfull sone to the said George erll of Huntlie, and fear of the landis of Findlaiter, sall marye and tak to wif, solempnitlie, in face of holie kyrk, Margeret Haye secund dochter to the said George erll of Errol, lauchfullie gottyne, and salbe infeft heretabellie, in conjunct fee, in all and haill the landis and barronye of Auchyndroune, with thar pertinence, castell, and maner place to be haldin as of our souerand ladye the Qwen, and tharfor the said George erll of Errol sall [mak] paym[ment of] sik sowmes of mone, in nayme of tochyre as sal be thocht expedient be thir personis under vrityne, that is to say, Jhone erll of Suthirland, Wilzam postulat of Aberdene, Alexander Ogilvie of Findlaiter, George Gordoun of Schiues, James Gordoune of Maidlik, and Robert Carnegie of Kynnard, or ony twa of thame, for the pairt of the said erll of Huntlie; Wilyem erll Merschell, George Meldrum of Fivuy, maister George Haye persone of Rathuan, Alexander Hay of Delgatie, Wilyem Kynnard of that ilk, Petyr Haye of Megincht, or ony twa of thame, etc. In witnes of the to affixit, day, yeir, place, before thir witnes, Jhone Drummond of Inuerpeffry, Thomas Menzeis of William Kynnard of that ilk, James Gordoune of Maidlik, Robert Carnegie of Kynnard, witht otheris diuerss.

George erll of Errell.

LI.

THE CONTRACT BETUIX MY LORD, AND EWIN M'CONEILL OF LOCHEILL—1547.

At Inuernes the xxvii day of Februar, the yeir of God ane thousand v^{c} fourty sax yeris, it is finalie appoyntit, concordit, and aggreit, betuix

ane noble and mychty lord, George erle of Huntly, lord Gourdon and Badzenocht, lieutennent of the north, and chancellar of Scotland, on the one part, and Ewin M'Donald, capitane of the Clancameron, and laird of Lochtzeill, on that uther part, in maner, forme, and effect as eftir followis, that is to say, the said Ewin sall, be the wyss of his kynnismen and frendis of his clane, becum man and seruand to the said erle, for all the dayis of the langast lewair of thame, etc.; and at the resait of the said band of manrent, the said erle sall gif his band of manteinance, and ane resonable fee to the said Ewin, etc., and he sall augment the said fee, quhill the samyn be at ane resonable valour, at the said Ewin may be lik ane honest man, and the said erle sall do his diligence to appunct the said Ewin with all perteis and innemyis, and becaus the said Ewin is young, and his frendis hes faillit to my lord afor, to schaw and perfoirm in deid his trew obedience and seruice forsaid, the said Ewin sall enter Donald his bruder, John M'Condocht M'Intyne, Allane M'Cane M'Allane, and Dowl , as souerteis and plegis for hym and his kyn, and thar gud obedience and reull to be kepit and obseruit as said is, to the said erle, betuix this and the xxviii day of Marche nixt to cum, in the castell of Rovan, and to remane with hym in ony place he plessis, indur-ing his will, and efter thai be ressauit, the said erle sall deliuer John Dow M'Cane M'Allane, and Johne M'Donald M'Allane, and put thaim fre to thair awin rowmes, and attour, the premissis beand done and ful-fillit, the said erle sall nocht gar justefye John Dow M'Ewin, bot salbe keipit as pleisis the said erle; and siclik the said erle sall nocht appoynt with the said John Dow without the said Ewins advyss, sicklik efter that the said Ewine have gevin his band of manrent, and enterit his plegis as said is, the said erle sall get hym the Queinis grace, with the adviss and consent of my lord gouernour, remissioun or respit for nynteine yeir to the said Ewine, and sa mony of his kyne as he will giff in bill, thai pay-and the wreiting and seill, allanerlie for all crimes commitit be thaim affoir the dait of thir presentis; and for obseruing and keping herof, baytht the saidis parteis hes subscryuit this contract, yeir, day, and place forsaid, interchangeablie, and ar bund, oblist, and sworne, lelelie and trewlie, etc. befoir thir witnes, Johne erll of Suderland, Robert bischop of Orknay, Alexander prior of Pluscartyn, James Grant of Fruquhy, William M'Kintosche of Dunnachten, Johne M'Kenzie of Kintaill, Archibald Campbell of Caldair, Huchoun Ross of Kilraok, maister William Gordoun

persone of Duthell, and maister James Skeine notaris publict, with uthiris diuerss.

George erll of Hwntly.
Ewin Donaldsoun,
with his hand at the pen led be
maister Johne Camroun.

LII.

TOWIE-FORBES, AND BRUX BAND—1549.

Be it kend till all men be thir present lettres sene, us, Jhone Forbes of Brux, and Jhone Forbes of Tolleis, be the fayth and treuth in our bodeis, to becummys, be thir presentis, leill trew men and seruandis to ane nobill and mychty lord, George erll of Huntly, lord Gordon and Badzenocht, chancellar of Scotland, for all the dayis and termes of our liffis, and sall serue the said lord treulie, in peace and weir, etc., as ony serwand serwis thair lord within the realme off Scotland, the Quenis grace, and hir successouris exceppit, togidder with the lord Forbes, in his awine speciall and particular actiones, concerning his lif, heretage, and his awine caussis allanerlie, [etc.] In faytht and witnes heirof, we the saidis Jhone Forbes of Brux, and Johne Forbes of Tolleis, hes subscriuit this present band with thar handis, and led at the pen, and hes sworne the gret ayth to keip lelely and treulie all the poyntis abuif writtin, befoir thir witnes, Alexander lord Gordone, George Meldrum of Fyve, knycht, James Gordone of Colquholdstane, and maister James Stevin notar publict, witht utheris diuerss, in the yeir of God M. v^{c} fourty nyne yeris.

Jhon Forbes off Tolles.
Johne Forbess of Brux,
witht my hand at the pen led
be Thom Smyth notair publict.

LIII.

THE LARD OF FOWLIS BAND OF MANRENT—1550.

Be it kend till all men be thir present letteris, me Robert Munro of Fowlis, for myself, my kyn, frendis, serwandis, and parttakaris, byndis and oblesis me, be the fatht and trewtht in my bode, to hewe cumin leill and trew serwand and man to ane nobill and mychty lord, George erll of Huntlie, lord Gordon and Badzonacht, lywtenent of the northt parts of Scotland, and chanselar of the same, for all the dayis and termes of my liftyme, and I the said Robert, with my kyn, frendis, serwandis, and parttakaris, sall leille and trewlie serf the said nobill and mychty lord, in pece and in weir, etc., in contrair all deidle or de may, the Quenis grace, and the authorite, beand excepit alanerlie, for the quhilk the said nobill and mychty lord hes giffin me his band of mantenans, togidder with the sume of fourte puudis wsuall mone of Scotland, to be payit yeirlie in-induring the said space of my lyftyme, etc. In wytnes heirof, I hef subscrywit this my band of manrent wyth my hand, and hes affixit my propyr seill to the same, at Huntle, the xxviii day of Junii, in the yeir of God ane thowsand fyfe hundretht and fyfte yeris, befoir thir wytnes, Jhone Grant of Balnedallocht, George Munro of Dawchtcarte, Lachclane Makintose of Conuicht, Hugo Munro of Contillicht, and master Wilzem Grant, wytht otheris diuerss.

Robert Munro of Foulis.

LIV.

THE LAIRD OF BALFOURS BOND—1552.

At Huntlie the xxv day of September, the yeir of God M. v^{c} lii yeris, it is appointit, concordit, and agreit, betuix ane noble and mychtie lord, George erll of Huntlie, lord Gordoun and Badzenocht, and chancellar of Scotland, on that ane part, and Arthure Forbes of Balfour, on that uther part, in maner, forme, and effect as eftir followis, that is to say, the said

Arthure salbecum man and seruand to the said erll and his airis, for all the dayis of the said Arthuris liftyme, and sall serue the said erle and his airis in tyme of peace and weyre, and sall tak with his kyn, freyndis, seruandis, adherentes, and parttakaris, sa mony as will do for hym, the said erll and his airis trew, afald, and plane pairt, in the law and by the law, in all thair just and lesum actionis, the Quenis grace, my lord gouernour, and the auctorite of the crowne, alanerlie except, etc.; providing that the said Arthure, be this contract, sall nocht be compellit to ryde, gang, nor tak part aganis the lord Forbes for the tyme, in his awne caussis and actionis; for the quhilkis, the said erle, for hym and his airis, sall gif his band of manteynance to the said Arthure, for all the dayis of his life, under his seill and subscriptioun manuale, in forme correspondent to the said band of manrent; and sall infeft the said Arthure in lifrent, be charteir and seising in dew forme, of ane dawauch of land within the lordschipe of Monymuske and Kyge, extending to four plewis, callit the dawauch of Ouchterkig or Souely, to be occupiit, joysit, and possedit frelie, without impediment of ony dewite, except his seruice as said is; and becaus thai landis ar now sett, quharthrow that the said Arthure may nocht immediately enter to the samyn, the said erll sall sett to the said Arthure all and haill the landis of Westir Mygvy in Croymare, for all the termes that he has thame of the Quenis grace, and my lord gouernour, or happinis to get the samin in tymes cuming, enterand tharto at Witsounday nixt to cum to the profittis tharof, with power to occupie the samin with his awne geir, eftir the ische of the tennentes takkis that occupiis the samyn now, quhilk is tway yeris fra Witsounday furtht at nixt cumis alanirlie; and sall pay to the said Arthure the soume of xl lib., tharof xx lib. at Martymes, and xx^{ti} at Witsounday nixt, becaus this crope instant is disponit, etc.; providing alway that the said Arthour sall serue the said erll and his airis upoun thair expenssis, except the commoun oistis of the realme, aganis the auld inemyis of Ingland or utherwayis, quhen euery man ar chargit to serue for thame self, for the commoune affaris of the realme, etc. In witnes of the quhilkis, baytht the saidis parteis has subscriuit this present contract with thair handis, yeir, day, and place foirsaidis, befoir thir witnes, ane reuerend fader in God, Robert bischope of Orknay, honorable men, maister James Gordoun chancellar of Murray, Alexander Innes of that

ilk, maister Andro Leslie, maister William Conn, Adame Reid, William Gib, and maister Peter Galbratht noter publict, witht utheris diuerss.

Huntly.

Arthor Forbes of Balfwr.

LV.

JOHN MUDGWARTIS CONTRACT—1553.

At Rovan of Badzenocht, the xi day of September, the yeir of God ane thowsand fywe hundretht fefte and thre yeris, it is apontit, concordit, and fynalie agreit, betwix ane nobill and potent lord George erle of Huntlie, lord Gordon and Badzenocht, lefetenent generall of the north, and honorabill mene Jhone Mudgwart capitane of the Clane Ronald, and his son Allane, thair kyne, freindis, allys, and perttakaris, in maner, form, and effect as efter followis, that is to say, the said erll hes teane in seruice, and be thir presentis in mene and seruandis takis, Jhone Mudgwart capitane of the Clane Ronald, his sone Allan, thair kyne, freindis, allys, and part takkaris, remytting tham and hartlie forgiffing all offensis, wrangis, and disobediens down in tymes bypast to the said erll, or one of his, in onie manir of behalf, and speciell the last offens and brak maid be thaim, thair freindis, allis, and part takkaris, upon his gud freind the lord Louett, etc., for the quhilk the said Jhone Mudgwart, his son Allan, allys and pairt takaris, promittis and oblisis thaim, be the faytht and trewytht of thair bodeis, to keype guid rewill within thair bondis, and to obey the authorite as tha be chargit, and to reman fray the day and daitt heirof, thair liffis durane, with thair kyne, servandis, allis, and pairt takaris, afald, leill, and trew seruandis to the said erll, etc.; and to that effect that be thar way and labouris gud rewill may be bettir kepit within the ilis pertening the luftenentrye of the said erll, the said Jhon, and his son Allan, with their freindis forsaid, promittis faythfullie to do thar wttir deligens and laubour to cauce entir and bring in the handis of the said erll, Donald Gormsson, betwix the dait heirof and aucht dais befor Hallomes nixt, witht all udir capitens and chiftenis within the north illis, to pas to the Quenis grace, my lord guvernoris, and

the consell, and thar to do as it becummyt trew subiectis to our souerane ladie, etc., and for obserwing and keping of thir presentis, the said erll hes subscribit this contract with his hand, and the said Jhone hes subscriuit the samyne witht his hand at the pene led be schir Donald Mourray archdeane of the ilis, notar publik, the holie evangelist twitchit, day, yeir, and place aboun wretin, befor thir witnes, ane nobill lord Johne erll of Atholl, Alexander archebischop and commendatour of Inchecheffray, George lord Gordon, maister James Gordon chancellar of Murray, Jhon Grant of Frewchquhy, James Gordon of Lesmoir, vitht uderis dyverss.

George erll of Huntly.
Johne Moydeortach,
witht my hand at the pen led
be schir Donald Mourray.

LVI.

THE LAIRD OF FYVIES BOND—1554.

Be it kend till all men be thir present lettres, me George Meldrum of Fywe, knycht, to be cumin leill, trew, and afald seruand to ane noble and mechte lord George erle of Huntlie, lord Gordon and Badzenocht, and be the tenour heirof, and be the fatht and trewtht in my body, lelely and trewly bindis and oblessis me to serue the said noble lord induring all the dayis of my lyftyme, baitht in peace and veir, the Quenis grace our souerane, hir successouris and the quenis grace hir modir allanerlie exceppit, etc., I haf subscrywit this my present band of manrent, at Edinburgh the first day of Maii, the yeir of God ane thousand fif hundretht fifte and four yeris, befor vitnes schir George Gordon of Schewes, knycht, Alexander Conn of Auchry, aud master Villiam Conn, witht uderis diuerss.

George Meldrum of Fywe, knycht.

LVII.

THE LAIRD OF MONYMUSK'S BOND—1559.

Be it kend till all men be thir presentis, that forsamekle as ane noble and potent lord George erll of Huntly, lord Gordoun and Badzenocht, etc., hes sett to me, maister Duncan Forbes of Monymusk, the toun and landis of Dullab, the outseitt of Monymusk callit Kemboig, witht thar pendicles and pertinentis, for all the dayis and termes of nynetein yeiris, and the said erle hes gewin the proffitis of the said tounis and landis to the said master Duncan, fre during the said space, for his seruice done and to be done to the said erll and his airis; for the quhilkis takkis and profitis, I the said master Duncan Forbes oblessis me faythtfully and trewly to keip trew pairt and kyndnes to the said erle and his airis, and to be ane trew frend and seruand to thaim, etc.; in witnes of the quhilk the said master Duncan hes subscriuit thir presentis witht his hand, and affixit his signet to the saym, at Aberdeen the secund day of Februar, yeir of God M. v^{c} fyftie-nyne yeiris, befoir thir witnes, William Leslie of Kirkhill, Arthure Forbes of Balfour, maister John Leslie officiall of Aberdeen, and Alexander Ker, witht diuerss utheris.

Duncan Forbes wytht my hand.

LVIII.

THE LAIRD OF BELTYS BOND—1560.

At Huntly the xxvi day of Julii, the yeir of God ane thowsand five hundretht and sexty yeiris, it is is apointit, contractit, and faythfullie oblist betuix ane noble and potent lord, George erle of Huntlie, lord Gordoun and Badzenocht, etc., wpon that ane part, and Alexander Irwing of Belty upoun the uthir pairt, in forme following, that is to say, the said Alexander oblesis him faythfullie to serue the said noble and potent lord lelelie and trewlie, in all his just and lesum actionis, querelis, and adois as he chargis him, contrar ony persoun or personis, the auctorite the laird Drome and his airis, and obediens, seruice, and

homage aucht to thame alenerlie except, etc.; in witnes of the quhilkis the saidis noble and potent lord, and Alexander, *respectiue*, hes subscriuit thir presentis, day, monetht, yeir, and placis forsaidis, befor thir witnes, James Dunbar of Terbert, Alexander Sutherland of Duffus, Thome Bailze, and maister Thomas Keir.

Huntly.
Alexander Irwing of Beltye.

LIX.

THE LAIRD OF M'INTOSH BAND.—1568.

Be it kend to all men be thir present lettres, me Lauchlane M'Intoischie of Dunnachtane, chieff and principall of the Clanquhattane, to be bondin and oblesit, and be the tennour of thir presentis bindis and obleissis me, my airis and successoris, be the faytht and trewtht of my bodie, in the stratast forme and stile of obligatioun, that I sall be, and be the tennour heirof is, and becummis leill, trew, and faythfull man and serwand to ane noble and mychte lord, George erll of Huntlie, lord Gordone and Badenocht, his aris and successoris, erlis of Huntlie, and sall witht my kyn of the Clanchattane, frendis, serwandis, allis, tennentis, parttakkaris, adherentis, and all that I may purchess, serue, ryde, and gang on fute and horss, in hoisting, peas and weir, with my said lord, his aris, and successouris, etc., and this for certane landis gevin to me, my aris and successoris, be my said lord, witht his supplie, mantenanss, and defenss, for him, his airis, and successoris, as his lordschippis wretingis gevin to me thairupoun at mair lyntht in the selff proportis; providing all wayis, that albeit ony of my kyn and frendis ef Clanquhattane, or utheris my adherentis, allis, or part takkaris will nocht assiste nor concur with me in seruice of the said nobill lord, his aris or successoris, that the samen sall nocht be hurtfull nor preiudiciall to me, my aris, etc.; in vitnes of the quhilk to this my letter of obligation and band of seruice and manrent, my propir seill is appendit, and hes subscriuit the samyn with my propir subscriptione manuall, at Huntlie the twentie-sevint daye of Junii, the yeir of God ane thousand fyve hundretht saxtie-aucht yeris, befor thir witnes, honorabill and discrete men George Gordone of Sche-

ves, knycht, Robert Innes of Inuermarkie, Adam Gordone of Awchindown, George Barclaye of that ilk, master George Gordone of Baldornye, Johne Ross of Ballevat, James Murray of Culbardie, William M'Andowie in Braclie, and schir Johne Gibson persone of Unthank, notar publict, vitht utheris diuerss; and gif this band of manrent be nocht sa sufficient as necessite of law requiris, in that cace I the said Lauchlane bindis and oblissis me, my aris and successoris, to reforme and renew the samyn, [etc.] and this to be reformyt and giffin of new at the entres of ewirie ane of my aris and successoris in and to the landis of Bandachar, Clwyne, Kyncragie, Schethyn, Esse, Bochrowbin, Drumdalchat, and Tordaracht, with thair pendiculis and pertinentis, [etc.]

Lauchlane Makintosche of Dunnachtin.

LX.

MAKINTOSH OF DUNACHTAINS BOND—1569.

At Huntlie the twenty tway day of Marche, the yeir of God M. v^{c} sextie aucht yeris, it is contractit, apontit, and fynale agreite, betuix ane nobyll and mychte lord, George erle of Huntle, lord Gordon and Badenoch, and lowetenent to our souerane ladie the Quenis majestie throch this hale realme, on the ane part, and Lauchlane M'Ynthose of Dunnachtan on the oder part, in manyr, forme, and effect as eftir followis, that is to say, the said erle oblissis hyme, his aris and assignais, for the gude seruice done to ws, in our souerane lades causs, be the Lachlane M'Ynthosche of Dunnachtan, his kyne and frendis, to infeft and cess sufficientlie the said Lachlane M'Ynthosche, his aris and assignais, in all and hale the landis of Rathamurchus, witht the pendicles or pertinentis liand within the regalite of Spyne, and shireffdome of to be haldyne hereditablie, in fewferme, of the bischop of Murray, etc.; for the quhilkis infeftment of Rathamurchus, the said Lachlane bindis and oblissis hyme faythtfullie, his aris and assignais, to thankfullie content and pay to the said erle, his aris and assignais, the sowme of twa thousand sex hundretht merkis, etc., the sowmes contenit in the reuersion made be umquhile Angus Williamsone in Dallefowr to umquhill Allan M'Allister, etc., and syklyk the said Lachlan bindis and oblissis hyme

self and his aris faythfullie, to lelele, trewle, and diligentlie, with his said kyne, frendis, serwandis, and assistaris, accustumit to aryss with his forbearis and predicesouris, cheyf and capitan of Clanchattan, to serue the said erle and his aris aganis all mortall, etc. In witnes of the quhilk, bayth the saidis parties hes subcriuit this present contractt, day and plaice foirsaid, befoir thir witnes, Robert Leslie of Arderseyr, Adame Gordone of Achindowne, William Fraser of Strowy, master Donald Frasser archedeine of Ross, and William Cuming nottar publict.

George erll of Huntlye.

Lauchlan Makintosche of Dunnachtin

LXI.

BOND BY MELDRUM OF DARLEY—1569.

Be it kend till all men be thir present lettres, me Androw Meldrum of Darley to be bund and oblist, and be the tenour of thir presentis bindis and oblissis me and my aris maill, be the faytht and treuth of my bodie, in the stratest forme and style of obligatioun, that I salbe, and be the tennor heirof is and becumis leill, trew, and faythtfull man and seruand to ane noble and mychtie lord George erll of Huntlie, etc.; in witnes of the quhilk thing, to this my lettre of obligatioun, and band of seruice, subscriuit with my hand, my propir seill is appendit at Huntlie, the sevintene day of October, the yeir of God ane thousand fyve hundreth sextie nyn yeris, befoir thir witnessis, maister Robert Gordoun chancellar of Murray, maister Frances Cheyne bruther germane to Patrik Cheyne of Essylmont, maister Jhonn Gordoun sone to maister George Gordoun of Baldorny, and Frances Home notar public.

Andrw Meldrum of Darly witht my hand.

LXII.

CONTRACT BETUIX MY LORD HUNTLY, AND LORD LOWET.—1570.

At Abirdeine the xxvi day of Julii, the yeir of God M. v^{c} thre scoir ten,

it is appoyntit, aggreit, and faithfullie oblist betuix nobill and mychte lordis George erlle of Huntlie, lord Gordoun and Badzenocht, etc., on the ane partte, and Heow lord Lowat on the wthir part, in maner, forme, and effect as efter follows, that is to say, the said erlle binds and oblessis him to assist, fortefie, and manteine the said Heow lord Lowat in all his honest lauchfull actionis and causis as he happinis to have ado, and requeris the said erlle tharto, and alss sall at his uttermaist, labour and procuir the abbot of Kynloiss to gif and set in fewferme to the saidis Heow and his airis all and haill the landis and manes of Beowlyne with the salmond fischeing tharof, etc.: ffor the quhilk causs the said lord Lowatt, and for the speciall luif which he beris to the said erlle, and conseruatione of mutual amitie and kyndnes betuix thame in tymis cuming, bindis and oblissis him to concur, assist, and tak pairt, with his kyn, frendis, serwandis and assistaris, with the said erll in quhatsumevir his awin particular actionis and caussis, lelelie and treulie, as he happinis to be requirit tharto, aganis quhatsumeuir persone or personis within this realme of Scotland, the authorite onlye beinge exceptt, etc. In werefecatioun heirof, baithe the saidis parteis hes subscriuit this present witht thar handis, day, yeir, and place forsaidis, befor thir witnesses, Adam Gordoun of Auchindoun, William Frasser of Strowy, master Duncan Forbes of Monymusk, and master Donald Frasser archedein of Ross, witht utheris diuerss.

George erll of Hwntlye.
Hew lord Fraseir of Louet.

LXIII.

MACKAY HIS BOND OF MANRED—1570.

Be it kend till all men be thir present lettres, me Y. Mackay of Far, to be bundin and straitlie obleist, and be the tenour of thir presentis bindis and oblegis me, my airis and successouris, be the faytht and trewtht of my bodie, in the straitest style and forme of obligatioun, that I salbe, and be the tenour heiroff is and becumis leill, trew, and faythtfull man and serwand to ane noble and mychty lorde George erle of Huntlie, lord Gordonn and Badzenocht, etc., his airis and successoris erlis of Huntly, and sall with my kyn, freyndis, allis, tennentis, partakaris, and ad-

herentis, and all that I may purches, serwe, ryde, and gang on fute and horss in hoisting, peace and weir, etc., and sall at the entres of quhatsumeuir my airis and successouris to the landis of Stranawer and Far, quhilkis I hald of the said noble lord and his airis, cum to thair personall presence affoir the entres thairto, and gif to him or thame thair aythis of fidelite, seruice, and homage, etc.; and gif it sall happin, as God forbid, me, my heirs and successouris forsaidis, succedand to the saidis landis of Stranawer and Far, nocht to serwe the said noble lord, his airis, and successouris forsaids, lellelie and treulie, etc., I my aris and successouris being requirit, etc., be him or thame, his or thairis lauchfull procuratouris, personalie or be oppin requisitioun in the townis of Inuernes, Cromartie, Tayne, or Dornocht, quhairthrow the knawledge of the said requisitioun may apperandlie cum to the knawledge of me, my aris or successouris, and the reffuse of the seruice being notifeit and knawin, and declaratour and decreit giffin thairon be the lordis of counsall, in that cace, I the said Y. M'Ky bindis and oblissis me, my airis and successouris foirsaidis, to content and pay to the said noble lord, etc., the sowme of fywe hundreth merkis, within twenty dayis efter the gewing of the said decreit, and declaratour of the lordis thairon, and that als oft, *et toties quoties* it sall happin me, my airis or successouris, to faill in seruice to the said noble lord, beand requirit, and declaratour of the lordis past thairapone in maner affoir rehersit. In witnes of the quhilkis to this present lettres and band of manrent and mantenance, subscriuit witht my hand, to gidder witht the hand of the said noble lorde, for his pairt and manteinance forsaid, our seillis ar appendit, at Abirdene the last day of Julii, the yeir of God ane thousand fyve hundretht thre skoir and ten yeiris, befoir thir witnes, nobill and potent loirdis Allexander erlle of Sutherland, Johne Commendatour of Coldinghame, Adame Gordoun of Auchindowne, Allexander Drummond of Medope, Hucheon Murray of Aberscorss, and maister George Barclay, etc.

George erll off Hwntlye.

Y. M'Ky of Far, witht my hand.

LXIV.

ERLL OF ARGYILLIS BAND—1583.

Be it kend till all men be thir present lettres, ws Coline erll of Ergile, lord Campbell and Lorne, that forsamekle as thair hes stand ald kyndnes, suir frendschip, and allia betuix our hous and predicessouris, and the erllis and hous of Huntlie, approuit be mutuall obligationis interchangeit betuix ws; and now we willing to follow the lovable custume of our progenitouris, to be bundin and obleist, and be the tennour heirof fayth-fullie bindis and obleissis ws, in suir frendschip and kyndnes, with ane noble and michte lord George now erll of Huntlie, lord Gordoun and Badzenauch, promissing to concur and tak anfald, trew, and plane part with him in the avancement and furthtsetting of our souerane lordis seruice and obedience, and in all his honest and gude caussis aganis quhat sumeuir, that leif or dee may, our souerane lord and his auctoritie allanerlie except, etc. In witness heirof we haue subscriuit thir presentis witht our handis at Perth, the first day of August, the yeir of God M. v^{c} four scoir thre yeris, before thir witnessis, James lord Dowin, schir Patrick Gordoun of Auchindoun, James Campbell of Arkinglas, Johnne Carnegy of Kynnard, knychtis, and Alexr. Hay, clerk of the register.

Ergyle.

LXV.

MAKLOYIDIS BAND—1585.

Be it kend till all men quhom it effearis, ws George erll of Huntlie, Lord Gordoune and Badzenocht, etc. for ws, our airis, and posteritie, to hawe receawit Turtill Macleowd, fier of the Lewis, and Johnne Macleowd his eldest sone and apperand air, their airis and posteritie, in our speciall retenow, manrent, and seruice, promisand tham faithfullie for our selfis and our forsaidis, our speciall maintenance, assistance, and retenew in all thair effearis, alsweill ciueill as criminall, as becumis ane lowing maister, aganis all personis (the persoune of our Souerane except) and sic as we

haif takin in former maintenance, aganis quhome, gif controuersie sall aryis, we sall use the mesour of an equall maister; and on the vither pairt we, the said Turtill and Johnne, for ws our aris and posteritie, gewis our self as men and serwandis to the said noble lord, his aris and posteritie in speciall retenew, mantenance, and seruice, etc.; in witnes of quhilkis, and for the mair suir obseruance of this our reciprocall and mutuall band of mantenance and manrent, we the saidis George erll of Huntlie, as also the saidis Turtill and Johnne Macleudis, for our selfis, and bindand and ws for our forsaidis, hes subscreyuit the same, at Aberdein, and the fourt day of Nouember, and day of *respectiue*, the yeir of God M. v^c four scoir and fyue yeris, befoir witnes, Colin M'Kenze of Kintaill, John Gordoun of Petlurg, Murdo M'Kenze of Echlis, and John Irwing in Kinnok. Huntlye. Turtill Makclewd, fear of the Lewis, with my hand led by the notter wnderwretin, because I culd nocht wreyt myself. Ita est magister Alexander Frasser notarius publicus de speciali mandato dicti Turtilli scribere nescientis ut asseruit ad hec manu propria A. F. Ita est Johannes Boige connotarius publicus de mandato prefati Turtilli scribere nescientis ut asseruit ad hec manu propria.

Johne M'Cloyd witht my hand.

LXVI.

KINTAIL'S BAND—1585.

Be it kend till all men quhome it effeiris, ws George erll of Huntlie, lord Gordoun and Badzenocht, and leiutenent generall of the north, for ws, our airis and posteritie, to haiff taine in our special mantenance and freindschipe Coline M'Kenzie off Kintaill in our speciall retinew, promising faythfullie his faythfull band and seruice, and we and our forsaides speciall mantenance in all his effaires, and his kin, als weill ciueill as criminall, as becumis us of our faythfull deuetie, aganis all personis (the persoun of our Souerane exceptit), etc.; and on the uther pairt, I the said Coline, for me, my kin, freindis, parttakeris, and dependaris, to the said nobill lord, in faythfull band seruice, quhilk I promeiss of lawtie, credeit, and honour, eafaldlie and trewlie, to serue the said nobill lord in

all his lordschipis lawchtfull effearis, etc., als weil in weirfear as peace, contrar all personnes (our souerane lord and his hienes successouris onlie exceptit) etc. In witness of the quhilk, etc., we, the said George erll of Huntlie, and I the said Coline, hes subscrywet thir presentis witht our handis at Aberdeen, and the feird day of Nouember and the day of the yeir of God M. v^{c} fourscoir and fyue yeirris, befoir thir witnessis, Turtill M'Cloyde fear of Lewis, Murdoc M'Kenze of Echlis, John Irwing of Kynnoik, John Gordon of Petlurg, maister Francis Cheyne.

George erlle of Huntlye.
Colyne M'Kenze of Kyntaill.

LXVII.

MONRO OF FOULIS BAND—1585.

Be it kend till all men be thir presentis, me Robert Munro of Foulis, to be bound and becum awfald and trew and thrall man, to a nobil and potent lord George erle of Huntly, lord Gordon and Badzenocht, as be the tenour of thir presentis bindis and oblesis me faithfully, be the faith and treuth of my body, lelely and trewly to serwe the said nobill lord, be my self, my kin, freindis, servantis, parttakaris, allys, and assistaris, aganis all and quhatsumeuer person, the king majestie only exceptit, etc. In witnes of the quhilk, I the said Robert hes subscryvit this my band of manrent, and in signe of the said lord mantenance, the said nobill lord hes subscryvit the samyn, with his hand, at Inuernes, the secund day of October, M.v^{c} four scor and fywe yeiris.

George erlle of Huntlye.
Robert Munro of Fowlis.

LXVIII.

GLENGARIES BAND OF MANRENT—1585.

Be it kend till all men be thir present lettres, me, Donald M'Angus

Makeallyster of Glengarie, be thir presentis, me to becum bund thrall man to ane nobill and potent lord, George erle of Huntle, lord Gordon and Badenocht, etc. lykas my umquhill fadyr Angus Makallyster of Glengarie wes of befor, be his speciall band mayd to the said nobill lord umquhile fadyr of gud memore proportis, and be thir presentis bindis and oblissis me faythfullie, be the faytht and trewytht in my body, to lelele and trewle serue the said nobill lord be myself, my kyne, frendis, serwandis, part takaris, and assistaris, etc. In witnes of the quhilk, the said Donald Mak Angus of Glengarie, and the said nobill lord, hes subscriuit this present band with thar handis, at Inuernes, the day of Ootober, the yeir of God M. v^{c} four scoyr fyf yeris.

George erlle of Huntly.

Donald Makangus of Glengarrie.

LXIX.

BOND BY M'GREGOR OF GLENSTRAY—1585.

Be it kend till all men be this present wreitt, me Allester M'Gregor of Glenstray, witht speciall aduyss and consent of Ewin M'Gregour my father-brother and tutour, and me the said Ewin M'Gregour for my awin part and entres, to be boundin and obleissit, as be the tenour heiroff faythfullie and trewlie bindis and obleissis ws and our airis quhatsumeuer, to serue and assist witht our haill kin, freindis, assisteris, parttakeris, and all that we may raiss, the nobill and potent lord George erll of Huntlie, lord Gordon and Badzenoch, his kin and freindis, in all thair caussis, actiones, and effearis, aganis all and quhatsumeuer wther persones within the realme of Scotland (the persone of our souerane lord onlie exceptit) etc.; in faythe and witness of the quhilkis, we haiff subscryuett this present band of manrent witht our handis as followis, at Weyme, the auchtein day off December, the yeir of God 1585 yeiris, befoir thir witnes, honorabill men, John Gordoun of Petlurge, Thomas Gordoun fear of Cluney, John Gordoun apperand of Carneborrowe, Dowgall M'Gregour alias Deinsoun.

Allester M'Gregor and Ewin M'Gregor foirsaidis, witht our handis

respectiue at the pen led be the notar wnder wreittin, at our command.

Ita est Johannes Boige notarius publicus in premissis de mandato dictorum Alexandri et Euini scribere nesciencium ut asseruerunt ad hec manu propria.

LXX.

DRUMMOND OF BLAIR HIS BOND—1585.

Be it kend till all men be thir presentis, me George Drummond of Blair to becum trew, anfald, and thrall man to a nobill and michty lord George erll of Huntlie, lord Gordoun and Badzenocht, etc., to serf him witht my kin, frend, alys, assistaris, and parttakaris, and thairto to be bound and oblesit, etc.; in witnes of thir my band, I haif subscryvit the same vitht my hand, at Blair, the tuenty-tuo day of December, the yeir of God M.V^{c} four scor fywe yeiris.

George Drumond of Bleir vitht my hand.

G. Drummonde aperande of Blair vitht my hand.

LXXI.

BOND BY KENNETH M'KENZIE OF KINTAIL—1586.

Be it kend till all men to quhome it effeiris, ws George erle of Huntlie, lord Gordoun and Badzenocht, etc., for ws to hawe tane in our special mantenance and freindschip Kennethe M'Kenzie of Kintaill, in our speciall retinew, promesing faithfullie for himself his faithfull band and seruice, and our speciall mantenance in all his affearis, and his kin, als weill ciuill as criminall, as becumis ws of our faithfull dewetie, aganis all personis, oure souerane except, and our awin propir kin and frendis, aganis quhome, gif contrawersie sall aryss, we sall uss the mesour of equalitie; and on the other pairt, the said Kennethe for myself, my kin and freindis, seruandis, parttakeris, and defenderis, to the said nobill lord

in faythfull band and seruice, etc., quhilkis I promeis of lawtie, etc. to serue, etc. In witnes of the quhilk, and suir obseruance of this mutuall band of mantenance and manrent, in maner afoir rehersit, we the said George erle of Huntlie, and Kennethe M'Kenzie of Kintaill, hes subscryuit thir presentis witht our handis at Boig Geycht, the xxix of October, the yeir of God M. v^c four scoir sex yeris, befoir witnessis, William Gordoun of Geycht, Jhon Gordoun of Newtoun, Patrik Grant of Rathamurchuss, Kenneth M'Kenzoch of Killochreist, Walter Barclay of Drumdalgye.

George erlle of Huntlye.
Kenneth Mackenze of Kintaill.

LXXII.

BOND BY THE HEIR OF STROWAN—1586.

Be it kend till all men be thir presentis, me Donald Robertsoun, apperant air of Strowane, and broder-german to William Robertson of Strowane, for me, my airis, kin, freindis, partakaris, alys, servantis, and assistaris, to be boundin and becum trew thrall and anfald man, to a noble and potent erle George erle of Huntly, lord Gordon and Badzenocht, etc., as be the tenour of thir presentis bindis and oblesis me faithfully, be the faith and treuth of my bode, lelele and trewly to serwe the said nobil lord be my self, my airis, kin, freindis, partakaris, alys, servantis, and assistaris, aganis all and quhatsumewer person, the Kingis majestie onlie exceptit, etc., and in speciall, in the maintenance and defence of the lard and houss of Weyme, alias Menzes, kin, frendis, and servantis tharof, etc., and that for sindry goud deidis done be the said erle of Huntly to me, and in special, for procuring at the handis of umquhill James Menzes of that ilk, of sic titillis and richtis as the said umquhile James hed in and to the landis of Strowane, to be giffin and disponit, and put in the handis of the said nobil and mychty erle, and be his lordschip to be disponit and giffin to me, and my airis, and als that the said nobil lord hes giffin his band of maintenance to me and my foirsaidis, this my band of manrent subscryvit witht my hand, at Elgin the saxt day of Marche, M.v^c four scor and fywe yeiris, befor thir witnes, Jhon Gordoun

of Petlurg, Thomas Gordoun apperant of Clunye, George Farcharson in Descorye, and maister Frances Cheyne.

Donald Robertsone aperand of Strowan.

LXXIII.

DONALD GORMIS BAND—1586.

Be it kend till all men be thir presentis, me Donald Gorhame of Sleat to be cum trew thrall, and awfald man, to a nobil and potent lord George erle of Huntly, lord Gordoun and Badzenocht, to serwe him lelely and trewly, with my kin, alys, frendis, servantis, parttakaris, and assistaris, in all his adois of hostilitie or peace, as it sall happin him to haif ado, aganis all and quhatsumeuir person or personis, the Kingis majestie onlye exceptit, etc., and that in respect the said nobill lord hes giffin to me his band of maintenance; in witnes of this my band of manrent, hes subscryvit the same with my hand, at Elgin the tuentye day of Maii, the yeir of God, M.V^{c} four scor sax yeris, befor thir witnes, honorabill men schir Patrik Gordoun of Auchindoun, knycht, Lachlan M^{c}Intoische of Dunnachten, James M^{c}Intoische in Gask, Angouss M^{c}Intoische of Termet, and maister Frances Cheyne of Cragye.

Donald Gorme of Sleatt.

LXXIV.

JOHN GRANT OF FREWQUHIES BOND—1586.

Be it kend till all men quhome it effeiris, me Johne Grant of Frewquhye, and my remanent kin and freindis wnder subscryweand, to be faythfullie and trewlie boundin and obleist, and be the tenour heirof faythfullie and trewlie bindis and obleissis ws, our haill remanent kin, freindis, assisteris, and parttakeris quhatsumewer, to eafaldlie and trewlie assist and serve the said noibill lord George erll of Huntlie, lord Gordoun and Badzenocht, etc., lieutenent of the north pairtis of Scotland, in all his lordschippis affaires, als weill in wearfear as peace, contrair all persones

within the realm of Scotland (the persoun of our souerane lord and his hienes successouris onlie exceptit) etc.; in faytht and witnes quharof, we haiff subscryuit this present band of manrent with our handis as followis, at Elgen the day of , the yeir of God 1586 yeiris, befoir thir witnessis, Walter Sutherland of Duffus, Jhone Gordone of Petlurg, Jon Gordoun of Bukkie, Mr Frances Cheyne of Cragye.

Jhone Grantt of Fruquhy.

LXXV.

THE LADY WEIMES OBLIGATIOUN—1586.

Be it kend till all men be thir present lettres, me Barbara Stewart, ladye Weyme, relict of umquhill James Menzeis of that ilk, to be boundin and oblist, as be the tenour heirof, bindis and oblissis me faythtfullie to ane noibill and potent lord, George erll of Huntlie, lord Gordoun and Badzenocht, etc., in maner as followis, that forsameikill as it hes pleissit the said nobill lord freilie to giff and dispon to me all and sindrie the landis perteining to the hous of Weyme, that presentlie wairdis in his lordschips handis, as donatour to our souerane lordis gift of the waird, and nonentrie of Allexander Menzes my sonne, with all profeittis and commoditeis quhatsumeuer perteining tharto, and that to the weill and commoditie of the barnis procreat betuix the said umquhill James and me, etc.; newertheles I will and grantis, and alswa, be the faytht and trewtht in my bodie, bindis and obleissis me, that in caice it sall happin me directlie or in indirectlie, cullorablie or plainlie, to appoint with my lord of Atholl anent the questionis standand onrecounsalit betuix him and the said houss of Weyme, or to contract freinpschipe or gif my dependence upone ony wther persone by the said nobill lord erll of Huntlie, or that I onthankfullie, ingraitlie, or ontrewlie behaiffis myself towart his lordschip in all sortis, and makis nocht just compt and reckning of the profeittis and commoditeis that sall happin to be obtenit, etc.; in that caice the said nobill lord erll of Huntlie sal haif full, free, and plane ingres, regres, entres and access, agane in and to the saidis waird landis, etc. In faytht and witnes of the quhilk, I haif subscryuit this present obligatioun, in forme of regres, with my hand as followis, and for the mair suirtie affixit

my signett at Menzeis, the xxiii day of Septemberis, the yeir of God M. v^{c} four scor sex yeiris, befoir thir witnesses, Alexander Menzeis sone to Jhon Menzeis, Robert Menzies in Snype, and Patrik Menzeis son to Jhon Menzeis of Morinche.

Barbara Stewart Lady Weyme,
with my hand led at the pen.

Ita est Walterus Robertson notarius publicus, etc.

LXXVI.

SCHIRREF OF MURRAYIS BAND OF MANRENT—1587.

Be it kend till all men be thir presentis, me James Dumbar of Cumnok and scherref of Murray, for me, my kin, friendis, alys, seruantis, parttakaris and assistaris, to be bound and straitly obliget, as be the tenour heirof bindis and straitly obleses me as said is, to lelely and trewly serwe and becum anfald and trew man and dependar to a nobill and michty lorde George erle of Huntly, etc. In witnes of the quhilk hes subscryvit this present band witht my hand, at Elgin the xxviii day of March M. v^{c} fourscoir sax yeris, befor thir witnes, James Dumbar of Tarbet, Dauid Dumbar of Dorris, Patrik Dumbar of Goghell, maister Jhon Dumbar of Mestis, Nicolaes Dumbar of Boggis, Alexander Dumbar apperant of Tarbet.

James Dumbar off Cumnok.

LXXVII.

LOCHINYELLS BAND OF MANRENT—1587.

Be it kend till all men be thir presentis, me Archibald Campbell of Lochinyell to be bound and obleist, as be the tenour heirof bindis and oblesis me, with my kin, freindis, serwantis, parttakaris, allys, and assistaris, to assist and tak plane and awfald part to serf a nobill and mychty lord George erle of Huntlie, lord Gordoun and Badzenocht, aganis all and quhatsumeuer persones within the realm of Scotland, the Kingis majes-

tie and the erle of Ergile being exceptit, etc.; in witnes of the quhilk I haif subscryvit this my band of manrent with my hand, at Perth the xix daye of Aprill, M.v^{c} lxxxvii yeiris, befoir thir witness, Lachlan M^{c}Intoische of Dunnachten, Jhon Gordon of Petlurg, Jhon Gordon of Bwky, and master Frances Cheyne.

Archibald Campbell of Lochnauell.

LXXVIII.

RATTRAY OF CRAIGHALL HIS BAND OF MANRENT—1587.

Be it kend till all men be thir presentis, me George Rattray of Craighall to becum, as be the tennour heirof becumis leill, trew, and anefald servant to a noble and michtie lord, George erll of Huntly, lord Gordoun and Badzenocht, bindand and oblissand me, with my kin, frendis, barnis, servantis, parttakaris, assistaris and alys, to serwe the said erle, in all and quhatsumeuir his actionis and adois, aganis all and quhatsumeuir personis, the Kingis majestie onlie exceptit; and sall neither heir nor se his skaith, bot sall mak him forsene tharwith, and sall resist the same sa far as in me lyis, and that in respect the said erle has giffin me his band of mantenance; and this my band of servitude I oblesis me faithfullie, be the faith and treuth of my bodie, to keip inviolat or brokin to the said erle, be this my lettir and band, subscryvit with-my hand at the xxv day of September, the yeir of God M. v^{c} four scor sewin yeiris, befor thir witnes, Alexander Hepburn, James Abercromby, and master Frances Chein.

George Rettray off Craighall.

LXXIX.

LORD ORKNAYES BAND OF ASSISTANCE AND FRIENDSHIP—1587.

Be it kend till all men be thir presentis, us, Robert erle of Orknay, lord of Zeitland, etc. wpone greit motiwis and considerationis mowing ws, and specialie for the guide luife and fauor borne to ws be the houss of Huntlie,

thairfoir to be bundin and oblist, and be the tennour heirof faythfullie bindis and oblissis ws, to be reddie witht our freindis, adherentis, and parttakeris, to mentein, fortefie, and assist the richt nobill and potent lord, George erle of Huntlie, lord Gordoun and Badzenocht, etc. his houss and standing, and to concur with him in all actionis, querellis, and adois, aganis quhatsumeuir persoun or personis, ather be sie or land, peas or weir, according to our possibilitie, as his occasioun sall offer (the Kingis majesties person being acceptit allanerlie), and that under the panis of periurie and violatioun of fayth. In witnes quherof to this our band of freindschipe, subscriuit with our hand, our signet is affixit, at Kirkwall in Orknay the penult day of December, 1587.

Orknay.

LXXX.

BOND BY MENZIES OF PITFODDELS AND HIS BROTHER—1588.

Be it kend tyll all men be thir present lettiris, ws Gilbert Mengzeis of Petfoddellis, prouest of Abirdene, and maister Thomas Mengzeis of Durne, my brothir-german, for our selffis, and takand the burding wpon ws for our sonis, kin, and freindis, to becumin men, and be the tennour of thir presentis, faytht and trewtht in our bodeis, lealelie and treulie be cumis men in speciall retenuw, manrent, and seruice to ane nobill and michtie lord, George erll of Huntlie, lord Gordoun and Baidzenocht, etc., to be with his lordschip in peace and weir, manrent and seruice, befor and aganis quhatsumeuir personis (the persoun of our souerane lord the Kingis majestie, his hienes successouris, kingis, quenis, or regentis of Scotland onlie exceptit) during all the dayis of the lyftyme of the langest lewar of ws twa, etc.; in witnes heiroff to thir presentis subscryuit with our handis, our sellis is appendit, at Abirdene the first day of Junii, the yeir of God M.V^{c} four scoir and aucht yeiris, befor thir witnessis, master Thomas Mengzeis younger, Alexander Mengzeis sone to Thomas Mengzeis of Petfoddellis, James Mengzeis, Dauid Mengzeis younger, maister Thomas Mollisoun, and maister Johne Kennedy, nottaris publict.

Gilbert Menzes.

Master Thomas Mengzeis of Durne, vytht my hand.

LXXXI.

LORD LOUATIS BAND—1588.

Ceptis aspiret Jesus. Be it kend till all men be thir presenttis, me Symon lord Frasser and Lovatt, for sindri ressonable and wechtie causis and respectis moving me tharto, speciallie for the dewtie, bluid, and consanguinitie that I haiff witht ane noble and potent lord, George erle of Huntlie, lord Gordoun and Badzenocht, and for the mair suir keiping, observing, and performyng of ane dew favour, guid will, and freindschip witht him in tym to cum, to be bund and oblegit, and be the tennour heiroff faithfullie bindis and oblegis me and my aris, be the faithe and trewthe in our bodeis, to the said noble lord and his airis, that we sall assist, concur, depend, fortifie, and tak ane afald and plaine pairt withe him and his forsaidis, in all his actions, effairis, and adois quhatsumevir, tending to his weill and honour, aganis all persone or personis on lyff (his majesties persone onlie exceptit) etc.; in faithe and witnes heiroff, I haiff subscryvitt thir presenttis with my hand, at Invernes the nyntein day of Julii, the yeir of God M.V^{c} four scoir and auchtein yeiris, befoir thir witnessis, James M'Intoische of Gask, James Gordoun of Knokespak, and maister Williame Gordoun of Dunmethe wrettar heiroff.

Symon Lorde Fraser of Lowett.

LXXXII.

BOND BY MENZIES OF THAT ILK—1588.

Be it kend till all men be thir present lettres, me Alexander Menzeis of that ilk, to be bundin and oblist, and be the tennour heirof, the faith and treuth in my body, lelelie and treulie bindis and oblissis me, in faithfull and trew band of seruice, to ane noble and michtie lord, George erle of Huntlie, lord Gordoun and Badzenocht, etc., prometing and oblissing mé to fortifie, menteine, and defend the said michtie lord, in all his actionis, caussis, and querellis lauchfull, honest, and just, and that I sall take ane trew, unfenzeit, and afald pairt with him thairin, aganis quhat-

sumeuir persone or persones (my lawtie and allegeance to oure souerane lord the Kings majestie being alwyis exceptit) etc.; in witnes of the quhilk thing, I haue subscriuit thir presentis with my hand, at Edinburgh the tent daye of December, the yeir of God M.V^{c} foure scoir and aucht yeiris, befoir thir witnessis, Johne Campbell of Laweris, Alexander Drummound of Midhoip, and Gavine Hammiltoun notar.

Alexander Menzes of that ilk.

LXXXIII.

WILLIAM SCOT OF ABOTSHALL BOND OF MANRENT—1589.

Be it kend till all men be thir presentis, me William Scot of Abotshall, to be cum, as be the tenour heirof becumis leill, trew, and awfald servant to a nobill and potent lord George erle of Huntlye, lord Gordon, Badzenocht, and Dumfermling, to serwe him lelely and treule, with my kin, freindis, servantis, parttakaris, and alys, and in speciall with my tenentis and servantis of the barone of Downye, lyand in Strathardill and Glensche, as his lordschip or ony in his lordschipis name, haiffand his lordschipis powar, sall haif to do, and that in all his lordschipis adois, questionis, or querellis, aganis all and quhatsumeuer personis, the Kingis majestie onlie exceptit, etc., thir my letter of manrent subscryvit witht my hand, at Haleruidhous the saxt daye of Februar, the yeir of God M.V^{c} four scor aucht yeiris, befor ther witnes, schir Thomas Gordon of Clunye, knycht, George Drummond of Blair, Robert Bruce of Badderrig, and maister Frances Cheyne.

Williame Scot of Abbotishall.

LXXXIV.

THE LAIRD OF MELGUNDS BAND—1589.

Be it kend till all men be this present writ, me James Betoun fier of Melgund, to be bundin and oblessit, and be the tennour heirof bindis and oblessis me faythfullie, to ane nobile and potent lord, George erle of

Huntlie, lord Gordon and Badzenoch, etc., that I salbe redy to do sic plessour and seruice, as lyis in my power, to the said nobile lord at all tymes heirefter, as his lordschip hes occasione to put me to charge, contrair quhatsumeuer persones, acceptend my dewtie to the Kingis majeste, and the erle of Craufurd; and sall nather heir, sie, nor onderstand skaytht nor danger to the said nobile persone, nor gudis, bot sall stop the same at my powar. In witness of the quhilkis premisses, I haue subscryuit this present with my hand at Dumfermling, the xvii day of Marche, 1588, befor thir witess, Adame Menzes.

James Betoun fier of Melgound.

LXXXV.

M'INTOSH OF DUNNACHTANE HIS BOND—1589.

Be it kend to all men be thir presentis, me Lauchlane Makintoche of Dunnachtene, to be bund and oblesit, and be the tennour heirof byndis, and in maist suir and strat forme obleissis me, my airis and successouris, to the rycht nobill and potent lord, George erle of Huntlye, lord Gordoun and Badzenocht, in frendschipe and seruice, conforme to the contractt maid betuix the said nobill lordis umquhill father of gud memorie, and me, of the daitt at Huntlie, the tuentye sewint day of Junii, and yeir of God ane thowsand fywe hundrethe thre scoir aucht yeiris, byndand and obleissand me to honour, assist, fortefay, and serue the said nobill lord witht all the kyne, freindis, and dependaris that I may mak, in all his lordschippis actionis, caussis, questionis, and querellis quhatsumewer, aganis all lewand and deidly personis quhatsumeuer, without respect of persoun or personis, the Kyngis majesties self only exceptitt, etc.; in faythe and witnes quhairoff I haif subscrywit this present, at Elgyne in Murray, the threttene day of Nowember, ane thowsand fyve hundrethe four scoir and nyne yeris, befoir thir witnes, James Makintoche of Gask, Johne Gordon of Bukkye, Johne Drummond and Johne Hammeltoun seruitouris to the said nobill lord, and Angus M'Kintoche.

Lauchlain Makintoset of Dunnachtin.

LXXXVI.

INERMARKIES BAND—1589.

Be it kent till all men be thir presentis, me Robert Inness of Inuermarky to be bound and obleist, and be the tenour heirof bindis, and faithfullie and in maist sur and strat forme obleissis me, to ane richt nobill and potent lord, George eirle of Huntlie, lord Gordon of Badenoche, in freindscheip and serwice, and aganis all leiwen and deidlie persones quhatsoewer, without respect or exception of anei person or persones, the Kingis majestie onlei excep, etc.; and in faytht and witnes heiroff I haiff subscrywet this present band witht my hand, at Bogegicht, the xviii day of December, the yeir of God ane thousand fyw hunder four scor and nyne yeiris.

Robert Innes of Inuermarky
witht my hand.

LXXXVII.

MY LORD OF SPYNIES BAND—1590.

Be it kend to all men quhome it efferis be thir presentis, ws George erlle of Huntlie, lord Gordoun and Badzenoch, to haue gewin and disponit, and be thir presentis giuis and disponis to our guid freind Alexander lord of Spynie, all tytill and rycht that we haue or may hawe to ony part or parts pertening to the bischoprik of Murraye, for quhilkis casis, I Alexander lord of Spynie, faithfullie bindis and oblesis me and my airis, to serue and be parttaker in quhatsumeuir querellis or actionis the said noble lord or his successowris, ather hes or sall happin to haue, be, or by the law, now or in tyme cuming, etc., for the quhilk cass, the said noble and potent lord faithfullie bindis him and his airis, to assist, mantein, and defend the said Alexander lord of Spynie, etc., the quhilk band onlie reseruis there faithfull and obedient deutie to the kingis majesti, there souerane lord and maister. Subscryuit witht baith our handis befoir their witness, sir Thomas Gordoun off Clunie, knicht, Patrik Murray,

seruitor to his majestie, and maister Arthour Gordoun, seruitor to the said noble and potent lord, at Edinburght the xviii of December, 1590.

Huntlye.
L. Spynie.

LXXXVIII.

BOND BY ALANE MAKINDOWYE—1591.

I Alane Makindowye be the tenour heirof, grantis me for gratitude, humanite, and guid deid, the quhilkis I haue resauit of ane noble and potent lord George erlle of Huntlie, lord Gordoun and off Badzenoch, etc., to haue oblesit, and faithfullie bund my affectionat seruice, and trew obedience to the said noble and potent lord, in all his lordschipis adois quhatsumeuer, and especialie in thir trublis letlie mouit be Lachlane M'Intoisch of Dunnachten, and Jhone Grant of Fruchie; aganis the quhilkis, I obleiss me, onder the paine of treuthe and honestie, and the tinsell of all gratitude and commoditeis grantit and gewin to me be the said erlle, to dipe aganis his lordshipis enemies quhatsumeuir, (his majestie being alwayis except), and especiallie aganis theis befoir mentionat, Makintoiche and Grant, to do aganis thame, quhene and quhair it sall pleiss his lordship to employ me as his faithful and affectionat seruitour; and heirfor it hes pleasit the said noble and potent lord, be this present, to promis nawais to appoint nor resaue in his lordschipis fauour ane or ony of their foirsaidis, vnto the tyme that I the said Alan his lordschipis seruitour, sall be satisfeit for all interest and deadlie, quhilk hes dependit or sall happin to depend, for his lordscipis seruice, betuix me and their foirsaidis Lachlan and Jhone, or ony ane of them. And this present wreit subscryuit be his lordschip, and be me at Huntlie, the v of Merche, 1590.

Huntly.
Allane Camrone off Locheill.

LXXXIX.

THE CLAN FARSONS BAND—1591.

Be it kend to all men be thir presentis, that we quhais nameis are heir onder wretin hes maist voluntarlie bund and sworne, and be the tenour heirof bindis and sweiris theme selfis upone the sacrat euangell, in presence of the witness heir onderwretin, lealalie, faithfullie, and treulie to serue in all actioun and causs aganis quhatsumeuer ane noble and potent lord George erll of Huntlie, lord Gordoun and Badzenocht, etc., onder the danger of treuthe and lautie, and tinsell of all richtis and takis of our rowmis and possessionis presentlie to expyr, efter we faill in our faithfull seruice; in faithe and witness quharof, we haue sworne and subscryuit thir presentis witht our handis, at Huntlie the xvi of May, 1591, befoir thir witness.

Androw Makfersone in Cluny, Jhone Makfersone in Brakaucht, James Makfersone, Pawll Makfersone, Donald Makallester Roy, William Mak ane wic William Kynache Makconald wic Nele, with our handis at the pen led be Jhone Makfersone in Brakauche at our command, becauss our selfis culd nocht wryt. Alester Mor M'Farquhar M'Thomas with my hand at the pen, Allester M'Farquhar with my hand led, and Thomas M'Farquhar with my hand at the pen led be Allester Oig M'Farquhar at their command.

XC.

ANE BAND OF THE BARRONIS OF MURRAY—1591.

Ws wnder subscrywears be the tenour of thir presentis, faithfullie bindis and obleissis ws, wpoun ours faythe, honour, and credeitt, and be our great aithis sworne to leallellie, trewlie, and eafaldlie serue, concur, fortifie, and assist ane richt noble and michtie lord George erll of Huntlie, lord Gordoun and Badzenocht, etc., and his lordschipis kin, freindis, and dependaris, in all and quhatsumeuer thair caussis, adois, and querrellis, aganis quhatsumeuir persone or personies within this realme, (the Kingis

majesties awin persoun onlie except) and speciallie in this querrell and deidlie feid had and borne be his lordschips aganis the erll of Murraye, certane his confiderattis, and witheris within Murraye, etc. In faythe and witness of the quhilkis we haiff subscrywitt thir presentis, witht our handis as efter followis, at Forres the xxii day of Nouember, the yeir of God M.V^{c} four scoir and ellewin yeiris, befoir and in presence of the honorabill witnesses under subscryweand, J. Sutherland off Duffuss, Patrik Dunbar of Blare, Johne Dunbar of Mones, Jhone Cumyne of Erinsyit. The Kingis grace, my lord off Erroll, and schireff exceptit, Jhon Hay of Lowry. Dauid Broidie of that ilk, Walter Kynnerd off Kowbin.

XCI.

THE LAIRD OF LUSSIS BAND—1592.

Be it kend till all men be thir present lettres, me schir Umphrie Colquhoune of Luss, knycht, to becum man servand and dependar to ane nobill and potent lord George erlle of Huntlie, lord Gordoun and Baidzenocht, etc., that I, and all that I may mak, of kin, freindis, servandis, suriuance, vassellis, and dependaris, sall at all timis heireftir, witht our haill forces, serve, concur, and assist with the said nobill lorde, in all and quhatsumeuir his actionis and caussis, contra quhatsumeuir persoun or persones, clan or clannis, within this realm, for quhatsumeuir causs he hes to do, in deidlie feidis, by past, present, and to cum, and sall tak trew, plaine, and eafald pairt with, and sall entir in bluid witht his aduersar pairtie, and be reddy baith to perseu and defend, and wair our lyffis and heritages in his lordschipis adois, as we salbe employit, aganis quhatsumeuir persones within this realme, the authorite only exceptit, etc., in witnes quhairof, I haue subscriuit this present band of seruice, witht my awin hand, at Blaknes, the sextein day of Marche, the yeir of God M. V^{c} four scoir alevin yeris, befor thir witness, Aulay Makcaulay of Artingaipill, Gorg Gordoun of Govlis, Thomas Gordoun of Drumbulg.

Wmphra Colquhone off Luss, knycht.

XCII.

BAND BETUIX ALLANE CAMBROUN AND M'RANNAL—1592.

Be it kend till all men be thir presentis, ws Alane Cameroun of Locheill, and Alester M'Ranald of Targawache, hawand consideratioun quhow far we ar, particularlie be our bandis of seruice, bound and oblesit to the seruice and honour of ane noble and potent lord, George erle of Huntlie, lord Gordoun and lord Badzenocht, etc., our guid lord and master, and being cairfull of the preferment, furderance, and aduancement tharof, etc. to have bound and obleisit ws, as be the tennour heirof, faithfullie, wpone our gret aithe of fidelitie, and faitht and trewtht in our bodeis, euerie ane of ws taking the burding for our selffis, our kin, frendis, serwandis, dependairis and assistaris, bindis and oblissis ws in mutuall band of ametie, luiff, and freindschipe, ewerie ane to wther, during our lyftymes, that we sall, but as ane, faithfullie concur and assist, tak ane afawld and plaine part, ewerie ane with uther, in the furderance and furthsetting of our said noble lord and maisters seruice, questionis, querellis, and debeittis quhatsumewer, and contrar all and quhatsumewer personis, the Kingis majestie alanerlie exceptit, etc.; and for the mair werefication of the premissis, we all the saidis parteis, in presens of the said noble lord, hes subscriuit this present band witht our handis, at Huntly the elewint day of Junii, in the yeir of God M.V^{c} four scor twelff yeiris, befoir thir witnes, Robert Keytht of Akergill, Meldrum of Fywie, Thomas Gordoun of Segedene, George Gordoun of Gowlles, Alexander Gordoun of Abergeldie, Jon Drummond of Penecwik, witht wtheris diuerss.

George erlle of Huntlye.
Allane Camrone off Lochaber.
Alester Makranald off Gargawache.

XCIII.

THE BAND BETUIX MY LORDIS HUNTLYE, ANGOUS, AND ERROLL—1593.

Be it kend till all men be thir presentis, that forsamekle as we George erle of Huntlie, being faithfullie bund til Williame erl of Anguse, and Frances erll of Erroll, till assist, mentene, and defend thame, lyk as thay haue mutuallie sworne and bund thame selffis till assist, mentene, and defend me aganes all persones in all actionis, the Kyngis majestie onlie except, nochtwthstnding of the said band, quhilkis generall but exception or particuler provision, I the said George erle of Huntlie, for me self, etc., bindis ws till be content, lyk as be thir presentis we consent and aggreis that the said Williame erle of Anguse, and Frances erl of Errol, sal, in the cause of the slauchter of the wmquhill erll of Murraye, mak sik offeris to the kyn and freindis of the said wmquhill erl, as thay tway sall think maist expedient for the tyme; and I and my foirsaidis, for observation of our band afoir mentionat, bindis ws be the faith and trewth of our bodeis, till follow and use thair counsall, etc; and in tokin heirof, we haue subscryvit thir presentis witht our handis, the xviii daye of Apryl, 1593, befoir thir vitnes, schir Patrik Gordoun of Auchindown, knicht, schir James Cheisholme of Dundere, knycht.

Huntlye.
Erroll.
J. Anguss.

XCIV.

BOND BY JAMES MACINTOSH AND HIS SONS—1597.

At Ruven in Badenocht, the sewinteint day of October, the yeir of God M.v^{c} four scoir and sevintein yeiris, it is agreit, contrakitt, faythfullie enditt, oblessitt, and condescenditt, betuix ane nobill and potent lord George erle of Huntlie, lord Gordoun and Badzenocht, on the ane pairt, and James Makintosche for himself, and takand the burdein on him for

his tua sonis, Lauchtlane and Villiam Makintochis, as alsua the said Lauchtlane and William for thamselffis, on the uther pairt, in maner, forme, force, and effect, as eftir follouis, that is to say, the said nobill lord sall accept, remitt, and resaw the said Jamis and his tua sonis, Lauchtlane and Villiam Makintochis, in his lordschipis fawor and manteinans, as his lordschipis proper natyw tenenttis and serwandis, freillie without gruge or querell, as gif thai had newir offendit his lordschip, etc., for the quhilkis the said Jamis, Lauchtlane, and Villiam Makintochs, ilk ane of thám *respectiue* for thair avin partis, as alsua the said Jamis takand the burdein on him for his sonis as said is, be the tenour heiroff giffis, grantis, and faythfully promittis, bayth for thame selfis and thair aris, thair faythfull, leill, trew, and honest band and serweis to the said nobill lord, as thair onllie natywe lord, etc. aganis all and quhatsumewer persone or personis, his majestie and successouris personis onlie being acceptit, etc. Provyding speciallie, that gif it sall hapin the said James, Lauchtlane, and Villiam Makintochis, ilk ane of thaim for thair awin pairtis, and the said James as souertei and cation, as said is, for his said sonnis, to be convikitt and decernitt be decreitt of the lordis of consall and cession, to brek or ony vais misdo, or faill in thair faythtfull and honest serweis, dewtie, and obedience to the said nobil lord, or his forsaidis, etc; in that caice, the said James, etc. and the said Lachlane and Villiam, etc., be the tenor heirof freilie demits to the said nobill lord, all and haill the rowmis, possessionis, takis, steadings, wedset landis, and utheris quhatsumewir, the said James, Lauchtlane, and Villiam Makintochis hes, or ony vais mai haiff within the lordschip of Badenoch, or vtherwais, etc. In vitnes of the quhilk, all the saidis parteis hes subscryuit thir presentis vith thair handis as follovis, befoir thir vitnes.

George erlle of Huntlye.
Lachlan M'Intoische, in name of my father, and writing myself with my hand.
Williame Makintosche withe my hand.

Patrik Grant witnes.

XCV.

ROBERT TULLACHE AND HIS SONNIS BAND—1600.

Be it kend till all men be thir presentis, ws Robert Tullocht of Tennaquhyes, for my self, my airis, haill kyne, freindis, seruandis, partackeris, and all quhome I may comand, to be bund and oblegit, and be the tenour heirof, bindis and obleges me and thame, lealalie and treulie, be the faithe and treutht in myne and thair bodyes, wpone our honour, lautye, conscience, and fidelitie, wnder the panis of infamie and peruirie, to the richt noble and excellent George marquis of Huntlie, erll of the Engzie, lord Gordoun and Baidzenocht, etc., that I and thay, and ilkane of ws *respectiue* afor mentionat, sall tak plain part, serue, and assist, the said noble lord, his airis, and successouris, marquissis of Huntlie, in all and quhatsumeuir his lordschipis adois, aganis quhatsumeuir persone or persones (his Majestie onlie exceptit), etc.; in vitnes quhairof, I haif subscryuit thir presentis with my hand (wretin be James Andersone notar publict) at Elgyne, the alevint day of August, the yeir of God ane thousand and sex hundretht yeiris, befor witnessis, sir Thomas Gordoun of Clunye, knycht, Johne Gordoun of Newtoun, Patrik Dunbar of Congzie, Robert Tullocht my sone and appeirand air, and the said James Andersone vretar heiroff.

Robert Tullocht of Tannacheis.
Alexander Tullocht.

XCVI.

BOND BY DUNBAR OF CONZYE—1600.

Be it kend till all men be thir presentis, me Patrick Dunbar off Congzie for my selff, my airis and successouris, haill kyn, freindis, seruandis, parttackeris, and all quhome I may command, to be bund and oblegitt, and be the tenour heirof bindis and oblegis me and thame, lealalie and treulie, be the faithe and treuthe in myne and thair bodyes, wpone our honor and fidelitie, lautie and conscience, wnder the panes of infame and

periurie, to the richt noble and excellent George marquis of Huntlie, erll of the Engzie, lord Gordoun and Baidzenocht, etc., that I and thay and ilk ane of ws *respectiue* afoir mentionat, sall tak plain part, serue, and assist the said noble lord, his airis and successouris, marquissis of Huntlie, in all and quhatsumewer his lordschips adois, aganes quhatsumewer persone or persones (his majestie onlie exceptit) etc.; in vitnes quhairof, I haif subscryuit this present band witht my hand (quhilk is wretin be James Andersone notar publict) at Elgyne the alevint day of August, the yeir of God ane thousand and sax hundreth yeiris, befoir witnessis sir Thomas Gordoun of Cluny, knycht, Johne Gordoun of Newtoun, Robert Tullocht of Tannaquhyes, and the said James Andresoun wretar heiroff.

Patrik Dunbar of Conze.

XCVII.

BOND BY DUNBAR OF TARBART—1600.

Be it kend till all men be thir presentis, me, Allexander Dunbar sone and apperand air to James Dunbar of Tarbarte, that forsamekle as I haiffing consaivit ane gret fawour and guid will of ane rycht mychtie and potent lord, George marques of Huntlie, and for the grettar guid will and fawour to be extendit towardis me be the said noble lord, thairfoir to haif giffyn and grantit, and be the tennour herof giffis and grantis to the said lord, induring all the dayis of my lyftyme, my band of seruice; lykas I the said Alexander Dunbar astrictis and oblissis me to faithfullie and trewle obserue and keip the samyne to his lordschip, etc., contrar all utheris, his majestie being exceptit alenarlie, etc.; in witnes thairof, hes subscrywit this my lettre of seruice with my hand, at Tarbarte the xiiii day of September, the yer of God M. and sax hundretht yeris, before thir witnesses, Johne Waus of Lochslyne, sir Thomas Gordoune of Clunye, knycht, and Robert Waus wreitar heirof.

A. Dunbar apperand of Tarbart.

XCVIII.

ANGUS VILLIAMSONE AND HIS BAIRNIS BAND—1600.

Be it kend till men be thir presents, me, Angus Wllleamson of Termes, taking the burdein for myself, my eldest sone and apperand air Lachlane, and Johne and Alexander Williamsones my sonnes, and all uthir frendis, servandis, and dependaris quhomsoewir I or they may command, to be faithfullie bound and oblist, lykas be the tennor heirof bindis and oblisis ws be our gryt aithe sworne, and that for the caus eftir mentionat, that we sall faithfullie and trewlie, and eafaldlie serve, honor, and fallow the noble and potent lord, George marques of Huntlie, in all his effeiris, actionis or trublis, in peace or weir, our souerane majesties grace being acceptit, lesum alvayes to me the said Angus, my awin onlye propir personne, to accompanye and resort with the earll of Murrey, etc.; for the quhilk caussis aboue expremit, we the said George marquis of Huntlie, oblissis us, etc., that we sall never, directlie or indirectlie, follow, call, or persew the forsaidis Angus Williamsone of Termes, or his foirsaidis, for onny cleime or questioun that we hed, hes, or may haue to the said Angus or his forsaidis, befor the day and dait heirof; bot we the said George marques of Huntly, for ws, and tacking the burdein for our foresaidis, frylie and *simpliciter* remitis, and frylie dischargis the said Angus Willeamsone of Termes, and his foresaidis, etc., of all rancour, malice, envye, or uther quhatsumevir, doine aganis ws be the said Angus, and his forsaidis aboue exprimit, and speciallie of all quhatsumevir deid doine be him or onny of his, in the leit trubill fallin out betuix ws and Lachlane Mackintoiss of Dunnachten, his cheiff, preceiding the daitt heirof, etc. In witness quharof, the said noble lord hes subscrywit thir presentis, lykas the said Angus Willeamsone, and his said sonnis, hes subscryvit this same in maner underwretin, at the xviii day of September, ane thousand sex hundreth yeiris, befoir thir witnes, sir Thomas Gordoune of Clunye knycht, Wilzeame Ross of Kilraack, and

Alexander Falconer of Hackertoune, and Adame Duff wreter of thir presentis.

Huntlye.
Angus Willeamsoun.
Johnne and Alexander Willeamsones, with our handis at the pen led be the noter under vretten, at our command, becaue ve can nocht subscryue.

Ita est Jacobus Abraham notarius publicus, etc.

XCIX.

THE LAIRD OF STROWANS BAND—1603.

I Robert Robertsone of Struane, reducing to mynd the longe dependance, fauor, and guid will obseruit be my forbearis lairdis of Struane towartis the houss of Huntlye in tymes bygane, the fauour and mantenance from tyme to tyme bestouit be the houss of Huntlye towartis my forbearis and name of Robertsoun, and I willinge that the same suld be firmlie and carefullie obseruit in tyme cumminge, be the tennour heiroff, and faitht and treutht in my body, bindis and obleges me to the richt noble and potent George marquis of Huntlye, erll of Engzie, lord Gordoun and Badenocht, etc., that I be myselff, my haill kyne, freindis, assisteris, and partackeris, sall lealalie and treulie at all powar assist, concur, and serue the said noble lord in all his adois, jornayes, raidis, oistingis, convocationes quhatsumeuer aganis quhatsumeuer (his majestie and auctoritie allanerlye exceptit) etc.; in faithe heir of, the said noble lord withe me hes subscryuit thir presentis, quhilkis ar wretin be James Andresoun, seruitour to the said noble lord, witht our handis, at Edinburgh the last day of Januar, the yeir of God M.vi^{c} and thre yeiris, befor witnessis, Allester M'Randell of Gargareache, James Gordon of Knokaspak, and James Andersone foirsaid wretar heirof.

Huntlye.
Robert Robertsone off Strowane.

C.

LAIRD OF BALQUHANIS BAND OF SERUICE—1603.

Be it kend till all men be thir presentis, me, John Leslye off Balquhane to be bund and obleist, and be the faytht and treuthe in my bodye bindis and oblissis me, in the strattest forme and styill of obligatioun, to ane nobill and mychtie lord, George marquess off Huntlye, erlle of the Enzie, lord Gordoun and Badzenocht, etc. that forsamekle as my predicessouris lardis of Balquhane hes bene dependaris and servandis to the hous of Huntlye, and that be vertew of thair bande of manrent and seruice, and that the said George now marquess of Huntlye is villing to except me, and wse me in the place of my predicessouris, etc. I bynd and obleiss me to be leill, trew, efauld, and faithfull man and servant to my said lord marques, etc. contrair and aganis all leiffand, the Kingis grace and authoritie onlye except, etc. In witness of the quhilk to thir my present obligatioun and band off seruice and manrent, subscryuit witht my hand, my propir seill is affixit at Huntlye, the xxi day of Marche, yeir of God ane thowsand sex hundretht and thre yeiris, befoir witnessis, Normound Leslye. And inlyikmaner the saidis marquess obleissis him, in streatest forme of obligatioun, to do for the said Jhon Leslye of Balquhane, he beand freind and serwand as said is, in all his actionis that he hes ado, lyik as ane lord aucht to do for his speciall freind and serwand, etc.; vitnes day, yeir, and place aboue vretin.

George marquis of Huntlye.
Jhone Leslie of Balquhane.

Normound Leslye vitnes.

CI.

BAND BY DUNBAR OF MOYNES—1603.

Be it kend till all men be thir presentis, ws Johne Dunbar of Moynes, consideringe the longe dependence that my forbearis hes obseruit to-

wartis the houss of Huntlye butt breck, and the diuerss guid deidis, respectis, and pleassouris from tyme to tyme bestowit on thame be the houss of Huntlye, and for wtheris speceall respectis and considerationes movinge me, thairfor to be bundin and oblegit, and to haif gewin and grantit, lyk as be thir presentis bindis and oblegis, and gewis and grantis to the richt noble and potent lord George marquis of Huntlye my speceall band of seruice, induringe all the dayis of my lyftyme, faithfullie promittand, be the faithe and treuthe in my body, to obserue and keip the sam to the said noble lord efter my pouer, and to concur, assist, and serwe the said noble lord, etc.; in witnes quhairof, I haue subscryuit this my band of seruice with my hand, and the said noble lord hes also subscryuit the sam for my mantenance (wretin be James Andersone seruitor to the said noble lord) at Boigegeycht the saxt day of September, the yeir of God M.vi^{c} and thre yeiris, befoir witnessis James Gordoun of Knokaspak, Johne Gordone in Rynie, James Dumbar of Peniche, and the said James Andersoun wretar heirof.

Huntlye.
John Dunbar of Moynes.

CII.

TARBATTIS BAND TO MY LORD MARQUES—1603.

Be it kend till all men be thir presentis, ws maister James Dumbar of Tarbett, consideringe the longe dependence that my forbearis hes haid and obseruit touartis the houss of Huntlye, but break, and the diuerss guid deidis, respectis, and pleasouris, from tyme to tyme bestouit on tham be the houss of Huntlye, thairfor to be bundin and oblegit, and to haiff gewin and grantit, lyikas be the tennour heirof bindis and oblegis, gewis and grantis, to the richt noble and potent lord, George marquis of Huntlye, erll of Engzie, lord Gordoun and Badzenocht, my speciall band of seruice, induringe all the dayes of my lyftyme, etc. In witnes quhairoff, I haue subscriuit this my band of seruice with my hand, and the said noble lord hes also subscryuit the sam, for my mantenance, (wretin be James Andersoun seruitour to the said noble lord) at Boige Geycht, the

saxt day of September, the yeir of God M. vj^{c} and three yeiris, befoir witnessis, James Gordoun of Knokaspak, Johne Gordone in Rynie, and the said James Andresoun wretar hereoff.

Huntlye.

Maister James Dunbar of Terbart.

CIII.

BOND BE THE LARD OF WARDES—1609.

Be it kend till all men be thir present lettres, me Johne Leslie of Wardes, ffor the singular love, fauor, and affectioun borne be me to ane noble and potent lord George marqueis of Huntlie, erle of Engzie, lord Gordoun and Badzenoch, and for his lordschippis mantenance of me, my aires, and successouris, in all our iust and lauchfull caussis, to be bund and obleist, lykeas I be the tenour heirof bindis and obleississ me, my aires and successouris, in all tyme cuming, to concur, fortifie, serve, and assist, the said noble and potent lord, his aires and successouris, in our awin propper persones, in all and quhatsumeuir actiones, caussis, quarrellis, contrauerseis, and debaites, etc.; in witnes of the quhilk thing to thir presentis, subscryiut witht my hand, and wretin be Alexander Barclay, notar, my propper seill is to hung, at Striuling, the xiii day of Maii, the yeir of God M. vi^{c} and nyne yeiris, befoir thir witnessis, Johne Gordoun, seruitour to the said noble lord, George Chalmer of Noth, Normand Arbuthnott, my seruitour, and the said Alexander Barclay.

Jhone Leslie of Vardes.

CIV.

BOND BE LAUCHLAN M'INTOSH—1618.

Be it kend till all men be thir present lettres, me Lauchane M'Intosche in Ruthven, father-brother to sir Lauchlane M'Intosche of Dwynnauchtaine, for diuerss gude respectis, caussis, and considerationis moving me, to be bund and oblist, lyke as be the faythe and trewth of my bodye, be my great aithe now sworne I faithfullie obliss me, that I sall at na tyme

heirefter, directlie or indirectlie, assist, concur, nor fortefie the said sir Lauchlane, nor na utheris his kin and freindis, aganis the richt noble lord George lord Gordoun, his men, tennentis, or servantis, etc., thir presentis, writen be Thomas Crombie writer in Edinburgh, and subscryuit be me at Edinburgh the thrid day of December, M.vi^{c} and auchteine yearis, befoir witnessis Johne Gordoun of Invermerkye, Thomas Gordoun in Arclache, John Torry burges of Aberdeen, Patrik Murray seruitour to the said noble lord, and the said Thomas Cromby.

Lachlane M^{c}Intosche.

CV.

BOND, ARDLOGIE YOUNGER TO MY LORD GORDON.—1625.

Be it kend till all men be thir present letteris, me Adame Gordone apperand of Ardlogie, forsamekyll as it hes pleasit the rycht nobill lord, George lord Gordoune, sone to the rycht nobill marques, George marques of Huntlie, and captane in cheiff of the companie of Scottis gensdarmis, under the most Cristiane king Lues the thretteine, King of France and Nauare, to admit me ane of the number of the said cumpanie, thairfor I the said Adame Gordone apperand of Ardlodgie, and also Johne Gordone of Ardlogie, and Patrik Gordone of Boigheidis, cautioneris and souerteis for, and with me, to be bund and oblessit, lykas be the tennour heirof we bind and oblesis ws, and ilk ane of ws, coniunctlie and seuerlie, etc., that I, the said Adame Gordone, sall dewlie obserue and keip the haill mustoris, dewlie preparit witht ane man and twa horse, armit at all peices, witht ane caice of pistollis, at sic places and tyme as the said captaine or commissar sall gif warrant and directioune to that effect, and also, that I salbe reddie and preparit to go to France, or els quhair, to attend my seruice, at all occasionis quhansoeuer I sall be requirit by my captane, etc., vpone fourtie dayis advertisement sua to do, and in cace I failzie in performance of this present band, or onie pairt thairof, in that cace, I and my saidis cautioneris obligis ws and our forsaidis, conjunctlie and seueralie, to content and pay to the said capitane, or his assignis, the sowme of ane thousand and fyftie Frenche crovnes as pain, and sowme modefeit and liquidat be ws, of our awne consentis, in cace of failzie forsaid, etc. thir promittis wrettine be Alexander Litster in Auld Aberdeen, and

subscriuit be ws at Aberdeen, the aucht day of Junii, the yeir of God M. vi^c tuantie and fyve yeires, befor thir witnessis, sir Alexander Gordone of Cluny, knycht, Patrik Hamiltoun seruitour to my lord Gordoun, and Jhon Gordone filler up of the premisses.

Adame Gordone.
P. Gordoun.
J. Gordon of Airdlogy.

CVI.

BAND OF PEACE, TILLISNAUCHT TO THE MARQUIS OF HUNTLY—1670.

Be it kend till all men be thir presentis, me Alexander Rosse of Tillisnaucht, forsameikill as George marques of Huntly and his curatoris, as heritabill balzie to the bishoprik of Aberdine, haue wpone the tuentie-fyft day of August last bypast, found cautioune in the books of counsell for the peace and quiet of the hielandes, conforme to the partiqular lawis maid anent landslords and chiftanes of clanes, therfor, and to the effect the said George marques of Huntlie suld nocht suffer nor sustein anie preiudice be and throw his ingaidgment and giwan band and cautioune for me my good and peasabill deportment and cariage, witt ye me the said Alexander Ross, as principall, and Jhon Eduard in Bogieshell, as cautioner, to be bound and obleged, lykeas we be the tenour heirof bindis and oblidges, coniunctlie and seweralie, our airis, executouris, and successouris, that I the said Alexander Ross, with my subwassalis, subtenentis, serwantis, cotteris, and all other persones induelling upon the landes, etc., possessed be me, and for quhom be the lawes I am ansuerabill, sall leiwe quyetly and peacably, as becometh good and loyall subjectis, etc.; in testimonie heirof thir presentis, wreaten and subscriuit be the said Alexander Ross and his cautioner, at Tillisnaucht the tuantie-fyft day of Maii M.vi^c and sewintie yeiris, befoir witnesses, Jhon Strachan of Kincarden, and Francis Rosse, sone lawfull to the said Alexander Ross, William Fraser in Kincarden, and Francis Fraser his sone.

Alexander Ross.
I Johnne Edward forsaid,
with my hand at the pen etc.

ADDENDUM.

CVII.

CLANCHATTANIS BAND—1543.

At Inuernes the secund day of Maii, in the yeir of God J M. v^{c} fourtie thre yeiris, thir persones underwrittin, Jhone William Allansone, Donald Wilzeam Allansone, Dowll Bayne, Huchone Roy, Swyne M'Conquhie, Allaster M'Queyn, William M'Queyn, Donald M'Anedoy dwelland in Pettin, Wilyeam Reoch M'Aychin, Donald Moir M'Wlmoir, Aye M'Ane M'Thomas, Donald M'Ane M'Conquhie, Wilyeam M'Ane Makconquhye duelland in Strathnern, Bean Macfarsone, Donald Macfarsone, Wilyeam M'Gilleis, M'Faill, Angus Angus Wilzeamsone, Donald Macfarsone, Thomas Macallister, Jhone Angussone, Anguss M'Robert, has bundin and oblist thame faithtfullie, etc., to a noble and potent lord, George erle of Huntlie, etc.; that forsamekle as Wilzeam M'Intoshe, sone and apperand air to Lachlan M'Intosche of Dunnachtane, quhome God assoilze, has bundin hym to giwe his band of manrent, for hymself, and ws his kyn of the Clanchattan, to the said erle, etc., that gywe it hapins the said Wilzeam M'Intosche to failze, and break his band of manrent, in his seruice to the said erle, etc., in that cace, we and ilkane of ws sall leif the said Wilzeam, etc.; and is content this thair band be registrat, in form of act, in the commissar bukis of Inuernes, and ilkane of thame, under the pane of cursing, to keip the samen. In witnes heirof, ilkane of the saidis personis hes subscriuit this obligacioun, with thair handis on the pen led be the baronne of Kilrawock.

Huchone Ross of Kylravak,
at the command of the neams aboue vrytin,

III.

THE RENTAILL of the LORDSCHIPE of HUNTLYE *alias* STRAUTHBOGYE, maid be the richt noble and michtie George, Marquis of Huntly, Erll of Engzie, Lord Gordone and Badzenoche, etc. for his lordschipis landis followinge, conform to the sett maid at Witsonday, ane thousand and sax hundrethe yeirs.

PAROCHINE OF DUMBENANE.

SANDISTOUNE, tua pleuches, payis yeirlie:

Sett for fywe yeirs, entres 1600.

Ferme . . . . Four chalders ferme wictuall, half meill half beir.
Aittis . . . . Tua bollis aitts with the fodder.
Custom . . . Four wadders, four lambis, four geis, four gryiss, tua dosan cheikinis, ilk fyir hous ane reick hen, tua dosan elnes thre quarter braid linninge and ane naill, or than ten sh. for ilk elne thairof, with tua leitt of peitts, and seruice as the fermorers payes.
Wicaraige . . Four lib.

Johne Hendrie, ane quarter. Dewart Mitchell, ane quarter.
Willeam Mitchell, ane quarter. Willeam and Petir Smythes, ane quarter.

ROBEISTOUNE, tua pleuchis, payis yeirlie as followis:

Redemitt at Witsonday, 1598, sett for nynten yeirs efter the redemptioun.

Ane pleuche thairof payis yeirlie:

Maill . . . . . Four poundis maill.
Ferme . . . . Four bollis tua firlottis custome meill.
Multer . . . . Tua bollis multer beir and tua firlottis.
Aittis . . . . Ane boll aitts with the fodder.

Custom . . . Half ane martt, ane muttoun, ane lamb, ane gryis, ane guis, four caponis, tuentie pultre, four dosan egges, ilk fyir hous ane reick hen.
Teyndis . . . Teynd siluer, thre pounds sax sh. aucht d.
Wicaraige . . Fourtie sh.
Alexander Duf of Torresoill tenent.

Sett for fywe yeirs, entres 1600.

The wther half thairof payis yeirlie:
Ferme . . . . Tuentie-four bollis ferme wictuall, quhairof thair is aucht bollis allocatt in his ordinar boll for his seruice.
Custom . . . Tua wadders, ilk fyir hous ane reick hen, half a leitt of peitts.
Teynd . . . . Teynd siluer, thre punds sax sh. aucht d.
Wicaraige . . Fourtie sh.
Johne Hendrie, tenent.

Sett for fiwe yeirs, entres 1600.

GIBISTOUNE, Tua pleuches, payis yeirlie:
Ferme . . . Aucht chalderis ferme wictuall.
Maill . . . . Thratie-tua poundis siluer.
Custom . . . Four wadderis, four lambis, four geis, four gryiss, thre dosan cheikinis, ilk fyir hous ane reick hen.
Claith . . . . Tua dosan elnes thre quarter breid linninge, or than ten sh. for ilk elne thairof, ane leitt of peittis.
Half seruice.
Wicaraige . . Four pounds.

Sett for fiwe yeirs, entres 1600, Garsoume, ane hundreth marks.

WASTERTOUNE, Tua pleuches, payis yeirlie:
Ferme . . . . Sax chalderis ten bollis thrie firlets, tua part beir and malt, and third part meill.
Custom . . . Aucht wadderis, four lambis, four geis, four gryiss, tua dosan cheikinis, ilk fyir hous ane reick hen.
Claith . . . . Tua dosan elnes, thre quarter braid linninge, or thane ten sh. for ilk elne thairof, tua leitt of peittis.
Seruice, areaige, and carreaige, as the fermoreis payes.
Teyndis . . . Teynd siluer, nyne pounds sax s. aucht d.
Wicaraige . . Four pounds.
Hendrie Tailzeour, fywe oxingange. Willeam Tailzeour, fywe oxingange.
William Cadall, tua oxingange. Tailzeour, widow, tua oxingange.
Willeam Jessieman, tua oxingange. Robert Beige, tua oxingange.

DUMBENANE, tua pleuches, payis yeirlie as followes: Sett for fiwe yeirs, entres 1600.

Ane half thairof payis yeirlie:

Ferme . . . . Fourtie bollis ferme wictuall, sax bollis custome meill.
Custom . . . Tua wadderis, ane dosan cheikinis, ilk fyir hous ane reick hen, half ane leitt peitts, seruice as the fermorers payes.
Teyndis . . . Teynd siluer, four pounds.
Wicaraige . . Fourtie sh.

Johne Skynner, tua oxingange.

The wther half thairof payis yeirlie: Redemitt at Witsonday and sett for yeiris efter the redemption.

Ferme . . . . Sax bollis custom meill.
Maill . . . . Sax poundis maill.
Multer . . . . Tua bollis tua firlotts multer beir.
Aittis . . . . Ane boll custome aitts, with the fodder.
Custom . . . Halff ane martt, tua custome mutton and tua teynd muttoun, ane lamb, ane gryiss, ane guis, four capones, tuentie pultre, four dosan egges, ilk fyir hous ane hen.
Teyndis . . . Teynd siluer four libs.
Wicaraige . . Fourtie sh.

James Andersoun, tenent.

WTTINGISTOUNE, tua pleuches, payis yeirlie: Sett for fiwe yeirs, entres 1600.

Ferme . . . Four chalderis aucht bollis ferme wictuall, tuelff bollis custome meill.
Multer . . . . Tua bollis multer beir, tua bollis aitts with the fodder.
Custom . . . Four wadderis, tua dosan cheikinis, ilk fyir hous ane reick hen, ane leitt of peitts.
Teyndis . . . Teynd siluer aucht pounds.
Wicaraige . . Four pounds.

Mr. George Chalmer, aucht oxingang. William Cadall, four oxingang.
James Robsoun, four oxingang.

MYLNETOUN, CASTELTOUN, and the MONZEALL, ane pleuche, payis yeirlie: Sett for fywe yeirs, entres 1600.

Maill . . . . . Fourtie poundis maill.
Multer . . . . Ane boll ane firlott multer beir.

Cust. Ferme . Thre bollis tua firlottis custom meill, tua bollis aitts with the fodder.
Custom . . . Tua muttoun, auchten capones, four dosan cheikinis, ilk fyir hous ane reick hen.
Claith . . . . Ane dosan elnes thre quarter braid linninge, or than ten sh. for ilk elne thairof, ane leitt of peitts, daylie seruice.
Teynd . . . . Teynd siluer, fourtie-sax sh. aucht d.
Wicaraige . . Fourtie sh.

Alexander Duff, tua oxingaitt. James Paxtoun, tua oxingaitt.
Andro Habroun, tua oxingaitt. Thomas Richie, tua oxingaitt.

Sett for fiwe yeirs, entres 1596.

MYLNE, CASTELTOUNE payis yeirlie :

Ferme . . . . Tua chalderis ferme, half meill half malt.
Custom . . . Ane mylne sueyne, ane dosan of capones, ilk fyir hous ane reick hen.

Alexander Duff, tenent.

Redeimitt at Witsonday 1598, and sett for nynten yeirs efter the redemptione.

AILHOUS, CASTELTOUNE payis yeirlie :

Maill . . . . . Fourtie schillingis maill.
Multer . . . . Tua firlottis multer beir.
Meill . . . . Ane boll custome meill.
Custom . . . Ane dosan capones, ane dosan cheikinis, ilk fyir hous ane reick hen, seruice wsitt and wount.
Teynd . . . . Teynd siluer, thraten sh. four d.

Alexander Duff, tenant.

Redeimitt at Witsonday 1591, sett for nynten yeirs after the redemptione.

CRAGULIE, ane pleuche, payis yeirlie :

Maill . . . . . Four poundis maill.
Multer . . . . Tua bollis tua firlottis multer beir.
Ferme . . . . Sax bollis custome meill.
Aittis . . . . Ane boll custome aittis with the fodder.
Custom . . . Ane martt, four muttoun, four capones, twentie pultre, ane lamb, ane guis, ilk fyir hous ane reick hen.
Teyndis . . . Teynd siluer, four pounds.
Wicaraige . . Fourtie sh.

Mr. Alexander Gordoun, tenent.

TOLLEBEIGE, tua pleuches, payis yeirlie: Sett for fywe yeirs, entres 1600.

Ferme . . . . Fywe chalderis thraten bollis ferme wictuall, tua part meill, third beir.

Custom . . . Four wadderis, four lambis, four geis, four gryiss, tua dosan cheikinis, ilk fyir hous ane reik hen.

Claith . . . . Tua dosane elnes thre quarter braid linninge, or than ten sh. for ilk elne thairof, ane leitt of peitts, with seruice to the gardyne.

Teyndis . . . Teynd siluer, ancht pounds.

Wicaraige . . Four pounds.

Johne Joip, tua oxingange.
Johne Robsoun, tua oxingange.
Johne Jesseman, tua oxingange.
George Robsoun, tua oxingange.
Alexander Moir, tua oxingange.
Willeam Ingram, tua oxingange.
Alexander Anderson, tua oxingange,
Andro Robson and Johne Robsoun, tua oxingange.

SCHEIPHIRDIS CROIFT payis yeirlie:

Maill . . . . Tuentie-sax sh. aucht d. maill, tua bollis ferme.

Custom . . . Ane reick hen, with seruice as the croiftis payis.

OUER TORRESOIL, ane pleuche, payis yeirlie as followes: Sett in fewe to Alexander Duf.

Four oxingaitt thairof, sett in fewe to Alexander Duf, payis yeirlie:

Fewe Maill . Sax poundis thraten sh. aucht d. fewe maill.

Ferme . . . . Thre bollis custome meill.

Custom . . . Tua wadderis.

Teyndis . . . Teynd siluer, fourtie sh.

Wicarage . . Fourtie sh.

Alexander Duf, tenent.

RUGLENE'S CROIFT payis yeirlie: Sett for fywe yeirs, entres 1600.

Maill . . . . Fyiftie-thre sh. four d. maill.

Ferme . . . . Ane boll custome meill.

Aittis . . . . Tua firlottis multer beir.

Custom . . . Sax capones, ane dosan cheikinis, ilk fyir hous ane reick hen.

Teynd . . . . Teynd siluer, twentie-sax sh. aucht d. seruice as croftis payis.

Thomas Gisseurtt, the half. George Ingram, the wther half.

STANEFAULD payis yeirlie:

Maill . . . . Twentie-sax sh. aucht d. maill.
Custom . . . Ane dosan cheikinis, ilk fyir hous ane hen, withe seruice as the croftis payis.
Thomas Gisseurtt, the half. George Ingram, the wther half.

JOHNE TAILZEOURIS CROIFT, payis yeirlie:

Maill. . . . . Twentie-sax sh. aucht d. maill.
Custom . . . Ane dosan cheikinis, ilk fyir hous ane hen.
George Ingram, tenent.

WILLEAM CAYIS CROIFT, SMYDDIE CROFT, WILLIAM CRAFURDIS CROIFT, ANDRO HILLONS CROIFT.

Thir four croiftis payis yeirlie:
Ferme . . . . Saxtene bollis ferme wictuall, half meill, half beir.
Alexander Duff, tenant.

Sett for fywe yeirs, entres 1601.

MANES OF HUNTLYE, RAVIS, MANS, MYLNCHAUCHE, GIBETFAULD, and THE PARKIS, Stoick, Teynd, and Wicaraige thairof, payis yeirlie:

Ferme . . . Sax chalderis ferme wictual, half meill half beir, four bollis aittis with the fodder
Custom . . . Four wadders, four lambis, four geis, four gryiss, tua dosan cheikinis, ilk fyir hous ane reick hen.
And in payment of the said wictuall, the tenentis sall gif fourtie bollis aittis, with the fodder, for tuentie bollis wictuall.
Reserwand the Midowes and Bromfidle to my lord's wse, and the Stain barne also for my lordis teyndis; reserwand also Fuddis croift for payment of tuentie sh. maill allanerlie.
John Hendrie, ane quarter thairof; Johne Hendrie in Rob, cautionar.
Thomas Gisseurt, ane quarter; William Cadall, cautionar.
Robert Rind, gardner, ane quarter; William Aeless, ane quarter; Mr. Patrick Andersoun, cautionar.

KYILL, and BARNE of the MANES, payes yeirlie: Sett for fywe yeirs, entres Witsonday 1602.

Maill . . . . Tuentie poundis maill.

Alexander Rounseman, tenent.

NATHER MYLNE payis yeirlie: Sett for fywe yeirs, entres 1596.

Ferme . . . . Tua chalderis ferme wictuall.

BREWE TALLOUNE of DUMBENANE payis yeirlie: Sett for fywe yeirs, entres 1601.

Candill . . . Four stain maid candill.

Alexander Duff, tenent.

MERTIMES MARCATT payis yeirlie: ane pounseoun of wyne.

Alexander Duf.

MARCATT of the RAVES payis yeirlie: tuentie lib. maill.

Suma of the haill fermes of the parochin of Dumbenane, extendis to fourtie tua chalderis, four bollis.

Suma of the custome meill extends to three chalders, sewin bollis.

Suma of the multer beir extends to thraten bollis, thre firlottis.

Suma of the custome aitts extends to fywe bollis tua firlottis.

Suma siluer maillis extends to ane hundreth tuentie ane lib. vj. sh. iiij. d.

Suma teynd siluer extends to fyftie libs. sex sh. viij. d.

Suma wicaraige is thratie libs.

Suma marttis	tua.
Suma muttoun	fourtie thre.
Suma lambis	nyntein.
Suma gryis	nyntein.
Suma geis	nyntein.
Suma capones	fywe dosan.
Suma pultre	fywe dosan.
Suma cheikinis	tuentie dosan.
Suma egges	auchtt dosan.
Sueyne	ane.
Candill	four stean maid candill.

Suma of the custome claith extends to sewin dosan elnes.

PAROCHINE OF GARTLYE.

Sett for fywe yeirs, entres 1599.

EDINDIACK, thre pleuches, payis yeirlie:

Multer . . . . Sax bollis, ane firlott, tua partt boll and tua partt firlott multer beir.
Custom aits . Tua bollis and tua part boll aittis with the fodder.
Custom . . . Ane martt, ane third partt martt, tua muttoun and tua partt muttoun, four lambis, four geis, four gryiss, tene capones, tua partt capon, four dosane sax pultre, ten dosan viij egges, ilk fyir hous ane reick hen.
Teynd siluer Tene poundis aucht sh.

Normond Leslye, tenent.

Sett for fywe yeirs, entres 1600. Garsoum fywe yeirs tuentie libs.

BRALANKNOVE, ane pleuche, payis yeirlie:

Maill . . . . Tuentie poundis maill.
Multer beir . Thre bollis multer beir, tua bollis aitts with the fodder.
Custom . . . Tua partt martt, tua wadderis, tua lambis, tua geis, tua gryiss, sax capones, ij dosan tua pultre, four dosan egges, ilk fyir hous ane reick hen.
Claith . . . . Ane dosane elnes thre quarter braid linninge, or than ten s. for ilk elne thairof.
Peittis . . . . Ane leitt of peittis.
Seruice . . . With daylie seruice, areaige, and careaige.
Teynd siluer Fywe poundis four s.

Andro Moir, four oxingange. John Ingram, tua oxingange
Gilbert Donald, tua oxingange.

Sett for fywe yeirs, entres 1600. Garsoum fyftie markis.

BUCHARNE, thre pleuches.

Ten oxingaitt thairoff, payis yeirlie:

Maill . . . . Thratie-thre poundis sax sh. aucht d.
Multer . . . Thre bollis, tua peks, multer beir.
Aittis . . . . Tua bollis aitts tua firlotts, with the fodder.
Custom . . . Tua quarters ane half quarter martt, tua wadderis, half wadder, tua lambis, half lamb, tua geis, half geis, tua gryiss, half gryiss,

sewin capones, half capone, tuentie-fiwe pultre, fywe dosan egges, ilk fyir hous ane reick hen.

Claith . . . . Ane dosan and three elnes three quarter braid linninge, or than ten sh. for ilk elne thairoff, ane leitt, ane fourt part leitt peittis, with seruice, areaige, and careaige.

Thomas Straquhone, sex oxingange. James Merk, four oxingange.

Fourtene oxingait thairof, payes yeirlie:

Sett for four yeirs, entres 1601. Garsoum for four yeirs, tua hundreth markis.

Maill . . . . Fywe poundis sax sh. aucht d.

Multer . . . Four bollis, ane firlott, tua peckis.

Aittis . . . . Thre bollis, tua firlotts aitts with fodder.

Custom . . . Thre quarters half quarter martt, thre muttoun, half muttoun, ane lamb, ane guis, ane gryiss and thre quarters, sewin capones, thratie fywe pultre, sewin dosan eggis, ilk fyir house ane reik hen, with his awne bodylie seruice, ane leitt and thre quarters leitt peitts.

Johne Chalmer, tenent to the haill.

Teynd . . . . Teynd siluer of the haill thre pleuches tene poundis.

The toune of Bucharne payis fourscoir pundis maill.

DRUMBULGE, sax pleuches payis yeirlie as followis:

Sett for fywe yeirs, entres 1600. Garsoum ane hundre libs.

Ouer Drumbulge, tua pleuche thairof, payis yeirlie:

Maill . . . . Fourtie poundis.

Multer . . . Fywe bollis multer beir.

Aittis . . . . Four bollis custome aittis with the fodder.

Custom . . . Ane martt, tua muttoun, tua gryiss, aucht capones, thre dosan four pultre, ane lamb, ane guis, ilk fyir hous ane reik hen, aucht dosan egges, tua leitt peittis.

Teynd . . . . Teynd siluer, tene poundis tua sh. aucht d.

Johne Chalmer, tenentt.

Nather Drumbulge, tua pleuche payis yeirlie:

Garsoum for fywe yeirs, ane hundreth pounds.

Maill . . . . Fywe poundis.

Multer . . . Fywe bollis multer beir.

Aittis . . . . Four bollis aittis, withe the fodder.

Custom . . . Ane martt, tua muttoun, aucht capones, three dosan four pultre, tua gryiss, aucht dosan eggis, ilk fyir hous ane reich hen, ane lamb, ane guis.

The seruice dischargit, induringe his remaininge domestick withe my lord, and thairefter to pay ane pleuches seruice.
Tua leitt peitts.
Teynd . . . . Teynd siluer, aucht poundis.
Johne Gordoun, tenent.

Garsoum 2e markis.

HALTOUNE DRUMBULGE, tua pleuches thairof, payis yeirlie:
Maill . . . . Fywe poundis.
Multer . . . Fywe bollis multer beir.
Aittis . . . . Four bollis custome aitts with the fodder.
Custom . . . Ane martt, tua muttoun, tua gryiss, ane lamb, ane guis, aucht capones, thre dosan four pultre, aucht dosan egges, sax reik hens. With his awne personall seruice, and tua leitt peitts.
Teynd . . . Teynd siluer, sax pounds thraten sh. four d.
James Gordoun, appeirand of Pronye, tenent, and failzeinge of him, to George Gordoun his father, and thairafter to the airis of the said James Gordoun.

Sett for fywe yeirs, entres 1600.

CROIFT OF DRUMBULGE, payis yeirlie:
Maill . . . . Thre poundis sax sh. aucht d.
Multer . . . Tua firlottis multer beir.
Aitts . . . . Tua firlottis aitts with the fodder.
Custom . . . Ane wadder, tua capones, sax cheikinis, sax pultre, ane reick hene.
Teynd . . . . Teynd siluer, thratie thre sh. four d.
George Malcome tenent.

Redeimitt at Witsonday 1591, and sett for nynten yeirs efter the redemptione.

BUGAGARTYE, ane pleuche, payis yeirlie:
Maill . . . . Four poundis maill.
Multer . . . . Tua bollis tua firlottis multer beir.
Aittis . . . . Ane boll aittis with the fodder.
Customes . . Ane martt, tua muttoun, four capones, tuentie pultre, ilk tenent ane lamb, ane guis, ane gryiss, ilk fyir hous ane reick hen, four dosan egges, ane leitt peitts.
Teynd . . . Teynd siluer, four poundis.
Mr. Alexander Gordoun, tenent.

COIRSCHALLAUCHE, four oxingange, payis yeirlie:

Sett for fywe yeirs, entres 1600. Garsome fywe yeirs ten poundis.

Maill . . . . Tene poundis.
Aitts . . . . Ane boll aitts with the fodder.
Custom . . . Ane wadder, ane lamb, ane guis, ane gryiss, ilk fyir hous ane reick hen.
Claith . . . . Sax elnes thre quarter braid linninge, or than ten s. for ilk elne thairof.
Half leitt peitts, with seruice, areaige, and careaige.
Teynd . . . . Teynd siluer, thraten sh. four d.
George Lange, tenentt.

TOLLOCHROVYIS, four pleuches, payis yeirlie:

Maill . . . . Tuelff poundis.
Multer . . . Tene bollis multer beir.
Aittis . . . . Four bollis aittis with the fodder.
Custom . . . Tua marttis, sax muttoun, four gryiss, saxtene capones, sax dosane and aucht pultre, saxtene dosane egges, ilk tenent ane lamb, ane guis, ilk fyir hous ane reick hene.
Withe seruice, areaidge, and careaidge.
Four leitt peitts.
Teynd . . . . Teynd siluer, tuelff poundis.

COIRMERELAIR, ane pleuche, payis yeirlie:

Redemitt att Witsonday, sett for yeirs thairefter. Garsome fywe yeirs, fyiftie marks.

Maill . . . . Tuentie marks.
Multer . . . . Tua bollis, tua firlottis multer beir.
Aittis . . . . Tua bollis custome aittis with the fodder.
Custom . . . Halff ane martt, tua muttoun, sex capones, tuentie pultre, tua lambis, tua geis, tua gryiss, four dosan egges, ilk fyir hous ane reick hen.
Ane leitt of peitts, seruice wsit and wount.
Teynd . . . Teynd siluer, fyiftie-thre sh. four d.
James Maickie, tenent.

CORRIDOUNE payis yeirlie:

Redemitt at Witsonday 1592, sett for nynten yeirs thairefter.

Maill . . . . Fyiftie-thre sh. four d.
John Gordoun of Cairnborrowe, tenent.

Sett for thre yeirs, entres 1602.

DRUMFERGE, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie merkis of maill.
Multer . . . Fywe bollis multer beir.
Aittis . . . . Tua bollis aittis with the fodder.
Custom . . . Ane martt, four muttoun, ane lamb, ane guis, aucht capones, thre dosan four pultre, aucht dosan egges, ilk fyir hous ane reick hen, tua gryiss.
Teynd . . . . Teynd siluer, sewin pounds nyne sh. four d.

Johne Chalmer, tenent.

Sett for nynten yeirs, entres 1592.

CONZEAUCHYE, tua pleuches, payis yeirlie:

Maill . . . . Sewin poundis sax sh. aucht d.
Multer . . . Fywe bollis multer beir.
Aittis . . . . Tua bollis custome aittis with the fodder.
Custom . . . Ane martt, tua muttoun, aucht capones, thre dosan and four pultre, aucht dosan egges, ilk fyir house ane reick hen, ane leitt peitts, ilk tenent ane lamb and guis.
Teynd . . . . Teynd siluer, aucht poundis.

TULLEMENETT, tua pleuches, payis yeirlie:

Maill . . . . Sewine poundis maill.
Multer . . . Fywe bollis multer beir.
Aittis . . . . Tua bollis custome aittis with the fodder.
Custom . . . Ane martt, tua muttoun, aucht capones, thre dosan four pultre, aucht dosan egges, ilk fyir hous ane reick hen.
Teynd . . . . Teynd siluer, fywe poundis sax sh. aucht d.

Younge Lesmoir, tenent.

Sett for fywe yeirs, entres 1600. Garsome ane hundre libs.

COLLUTHYE, tua pleuches, payis yeirlie:

Maill . . . . Sax pounds thraten sh. four d.
Multer . . . . Fywe bollis multer beir.
Aittis . . . . Four bollis aittis with the fodder.
Custom . . . Ane martt, tua muttoun, tua gryiss, ane lamb, ane guis, aucht capones, thre dosan four pultre, aucht dosan egges, ilk fyir hous ane reick hen.
Teynd . . . Teynd siluer, sewin pounds tuelff sh., tua leitt peitts.

Robert Gordoun, tenent.

MYLNE of CULLUTHYE payis yeirlie: Sett for fywe yeirs, entres 1600.

Wictuall . . Fourtie bollis wictuall sauld at thraten sh. four d. the boll, *inde* tuentie-sax libs. thraten sh. four d.

Custom . . . Ane dosan capones, ane reick hen.

Teynd Siluer Thratie sh.

Sett to James Gordone, and failzeinge him to George Gordone his father, and to the airs of the said James Gordone.

AILHOUS CULLUTHYE payis yeirlie: Sett for fywe yeirs, entres 1600.

Ferme. . . . Auchtt bollis wictuall sauld at xiij sh. viij d. the boll.

Custom . . . Ane dosane of capones.

Talloun . . . Ane stean talloun.

James Lowe, tenent.

Teynd. . . . Teynd siluer, xxvj sh. viij d.

COUDRANE, tua pleuches payes yeirlie: Sett for yeirs, entres

Maill . . . . Aucht pounds maill.

Multer. . . . Fywe bollis multer beir.

Aittis . . . . Tua bollis aittis with the fodder.

Custom . . . Tua martis, four wadderis, tua gryiss, ane lamb, ane guis, aucht capones, thre dosan four pultre, aucht dosan egges, ilk fyir hous ane reik hen.

Teynd . . . Teynd siluer, tuelff pounds.

The relict of George Meldrum, tenent.

KIRKNYE four pleuches, CROIFT of KIRKNYE, and WALKMYLNE of NOITHE, baith Stoick and Teynd: Sett in foirmaillinge for fywe yeris, entres 1601.

Sett in foirmaillinge to Johne Hendrie and Margaret Watsoun his spous for fywe yeirs, thair entres beginand at Witsonday jajvi^{c} ane yeirs, (reseruand aluayes the woid of Kirknie to my lordis awn use) for the quilk he hes payit tua thousand markis horne siluer.

Summa of the fermes of the parochin of Gartlye extendis to aucht chalderis.

Summa of the multers, four chalderis nyne bollis.

Summa of the custome aitts, tuentie-nyne bollis.
Summa of the siluer maillis, tua hundrethe auchtein libs. six schilling aucht pennies.
Summa of the teynd silueris, ane hundre thraten lib. sex sh.
Summa of the martis, fywten and tua quarters.
Summa of the muttoun, fourtie-tua muttoun and tua part muttoun.
Summa of the lambis, tuentie-sex lambis half lamb.
Summa of the gryiss, tuentie-nyne gryiss and ane quarter.
Summa of the geis, tuentie-sex geis half geis.
Summa of the capones, tuelf dosan ane half and a tua pairt.
Summa of the pultre, fourtie-aucht dosane ten pultre.
Summa of the egges, fiwe scoir ten dosane viij egges.
Summa of the cheikinis, sex cheikinis.
Summa of the custome claith, tua dosan and nyne elnes.
Summa of the talloun.

RENTAILL OF [THE LANDIS OF THE BARONY OF] GARTLIE,

Conforme to the fywe yeirs att Witsonday, jaj vi^{c} fywe ȳeirs.

Manes, sex pleuches, sex scoir tuelf bollis ferm wictuall, sex wadderis, sex lambes, sax geis, sex dosan capones, sex dosan pultre, sex leitt peitts, sex bollis aitts with fodder.

The haningis about the plaice, payes ten markis maill.

Mylnehill, tua pleuches, tua chalderis wictuall, tua bollis aitts with the fodder, tua wadderis, four lambes, four geis, tua dosan capones, tua dosan pultre, tua leitt peitts, alewin lib. xj. sh. four d., teynd siluer.

Mylne Gartlie payis tuentie-four bollis wictuall, xxv. sh. teynd siluer.

Tua Croiftis Burnesyid, payes thre bollis wictuall.

Croift Kirkstyill, payis thre bollis wictuall.

Dubis Croift payis tua bollis wictuall.

Faichill, ane pleuche, payis tuentie bollis wictuall, ane wadder, ane lamb, ane boll aitts with the fodder, ane leitt peitts.

Duncanstoun, ane pleuche, payis ane chalder wictuall, ane wadder, tua lambes, tua geis, ane dosan capones, ane dosan pultre, ilk fyir hous ane reick hen, ane leitt of peitts, teynd siluer, v lib. xvij sh. iiij d.

Coickstoun, ane pleuche, payis ane chalder wictuall, ane wadder, tua lambes, tua geis, ane dosan capones, ane dosan pultre, ilk fyir hous a reick hen, ane leitt peitts, teynd siluer, v lib. xvij sh. iiij d.

Gympistoun, ane pleuche, ane chalder wictuall, ane wadder, tua lambes, tua geis, ane dosan capones, ane dosan pultre, ilk fyir hous a reick hen, ane leitt of peitts, teynd siluer, v lib. xvij sh. iiij d.

Birkinhill, tua pleuches, tua chalders wictuall, tua wadderis, four lambes, four geis, tua dosan capones, tua dosan pultre, ilk fyir hous a reick hen, tua leitt peitts, teynd siluer, v lib. xij d.

Kirkhill, ane pleuche, tuentie-four bollis wictuall, ane wadder, tua lambes, tua geis, ane dosan capones, ane dosan pultre, ilk fyir hous a reick hen, ane leitt of peitts, teynd siluer, thre lib. sex sh. aucht d.

Fidlerseatt, ane pleuche, tuentie-four bollis wictuall, tua wadderis, tua lambes, tua geis, tua gryiss, ane dosan capones, ane dosan pultre, ilk fyir hous a reik hen, ane leitt of peitts, ane dosan elnes linninge, teynd siluer .

Boirdelseatt, ane pleuche, tuentie-four bollis wictuall, tua wadderis, tua lambes, tua geis, tua gryiss, ane dosan capones, ane dosan pultre, ilk fyir hous a reik hen, ane leitt of peitts, ane dosan elnes linninge, teynd siluer .

Schanchar, tua pleuches, tua chalderis wictuall, four lambes, four geis, tua dosan capones, tua dosan pultre, ilk fyir hous a reik hen, tua leitt peitts, teynd siluer, v. lib. sex sh. viij. d.

Cornecatrauche, thre pleuches, thre chalders wictuall, thre wadderis, sex lambes, sex geis, thre dosan capones, thre dosan pultre, ilk fyir hous a reik hen, thre leitts of peitts, teynd siluer, ten lib.

Stoidfauld, tua pleuches, fourscoir lib. maill, ilk fyir hous a reik hen, tua leitt peitts, teynd siluer.

Newseatt, called Glennestoun, tuentie lib. maill, tua wadderis, tua lambes, tua geis, thratie pultre, ilk fyir hous a reik hen.

Croift of the Manes, alewin bollis wictuall, half wadder, half lamb, half guis, sex capones, sex pultre, half leitt peitts, ilk fyir hous a reick hen.

Bbewe Talloun of the baronie of Gartlie, with John Hendrie's brewe talloun, payes yeirlie four stanes talloun.

PAROCHINE OF DRUMDAILGIE.

[Summa.]

Summa of the siluer of parochine of Drumdailgie extendis to ane hundrethe aucht libs. xiij. sh. iiij. d.

Summa of the wictuall of the parochine of Drumdailgie extendis to nyne chalders, ane boll.

Summa of the multer beir, ane chalder thre bollis tua firlottis.

Summa of the custome aittis, sewin bollis tua firlotts.

Summa of marttis . . . . thre marttis and thre quarters.
Summa of muttoun . . . . . tuentie-tua and tua quarters.
Summa of lambis . . . . tuentie-ane.
Summa of gryiss . . . . . tuentie-ane and ane half.
Summa of geis . . . . . tuentie-ane.
Summa of capones . . . . . sex dosan and tua.
Summa of pultre . . . . . tuelf dosan and sex.
Summa of egges . . . . . thratie dosan.
Summa of cheikinis . . . . thre dosan and sex.
Summa of sueine . . . . . ane.
Summa of claithe . . . . aucht dosan elnes.

PAROCHINE OF KYNNOIR.

[Summa.]

Summa of the siluer maillis of the parochin of Kynnoir extendis to ane hundrethe thre scoir thraten lib. thraten sh. four d.

Summa of the fermes of the said parochin extendis to twelf chalders and four bollis wictuall.

Summa of the custome wictuall, fywe chalders thre bollis thre firlottis.

Summa of the multer beir, ane chalder sex bollis tua firlottis.

Summa of the custome aitts, nyne bollis aittis.

Summa of the marttis . . . . sewin.
Summa of the muttoun . . . . fourtie-four.
Summa of the lambes . . . . twentie-aucht.
Summa of the gryiss . . . . . twenty-aucht.
Summa of the geis . . . . thratie.
Summa of the capones . . . . sewin dosan and ten.
Summa of the pultre . . . . twentie-thre dosan and four.
Summa of the cheickinis . . . . three dosan.
Summa of the egges . . . . fyftie-sex dosan.

Summa of the custome claithe, thraten dosan elnes claith.

Summa leittis of peitts .

Summa of the teynd siluer, threscoir nyn libs. sex sh. viii. d.

Summa of the wicaraige, thratie-sewin libs. sex sh. viii. d.

Brewe Talloune of Kynnoir, sett to Bessie Andresoun, for thre yeirs, entres Witsonday jajvie and tua yeirs, payand yeirlie thre stean talloun at Michaelmes.

PAROCHINE OF RUTHVENE.

[SUMMA.]

Summa of the siluer maills of the parochin of Ruthven extendis to ane hundrethe fourscoir saxtein punds sax schilling aucht pennies.

Summa of the fermes of the parochin of Ruthven extendis to tuentie-four chalders sewin bollis wictuall.

Summa of the multer beir, tua chalders ten bollis ane firlot.

Summa of the custome aittis, fyweten bollis aitts.

Summa of the marttis . . . . . sewin marttis.

Summa of the muttoun . . . . fourtie-sex muttoun.

Summa of the lambes . . . . . fourtie-ane.

Summa of the gryiss . . . . . fourtie-tua.

Summa of the geis . . . . . fourtie-ane.

Summa of the capones . . . . . tene dosan and tua.

Summa of the pultre . . . . . tuentie-fiwe dosan and sex.

Summa of the cheickinis . . . . . alewine dosan.

Summa of the egges . . . . . fyiftie-tua dosan.

Summa of the sueyne . . . . . tua.

Summa of the custome cloithe, auchten dosan elnes.

Summa of the tallone, sex steane.

Summa of the teynd siluer of the parochin off Ruthven extendis to ane hundrethe and tuelf libs.

PAROCHINE OF BOTARIE.[1]

[SUMMA.]

Summa of the silver mail extends to £502 10s.

Summa of the victual, 72 bolls.

Summa of the multure bear, 34 bolls.

Summa of the oats, 16 bolls with the fodder.

Summa of marts 5

Summa of mutton 21

Summa of lambs 16

Summa of grys 17

Summa of geese 8

Summa of capons 54

[1] Several pages containing the conclusion of the Rental of Botarie, and commencement of Drumdailgie, appear to have been torn out.

Summa of poultry 212
Summa of eggs 440
Summa of chickens 24
Summa of custom cloath . . . . . 108 ells.
Peats . . . . . 12 leet.

PAROCHINE OF RYNIE.

[Summa.]

Summa of the fermes of the parochin of Rynie extendis to tuentie-tua chalders fourten bollis.
Summa of the multurs extendis to sewin bollis tua firlottis.
Summa, custome aitts thre bollis.
Summa of the siluer maills of the parochin of Rynie extendis to tua hundreth tua libs.
Summa of the teynd siluer, threscoir fourten libs. four sh.
Summa of marttis . . . . . ane martt, tua quarters.
Summa of muttoun . . . . . nyne, and tua quarters.
Summa of lambis . . . . . sewine.
Summa of gryiss . . . . . sewin.
Summa of geis . . . . . sewin.
Summa of capones . . . . . ane dosan.
Summa of pultre . . . . . aucht dosan sex pultre.
Summa of cheikinis . . . . . ane dosan.
Summa of egges . . . . . tuelf dosan.
Summa of claithe . . . . . tua dosan elnes.
Summa of the talloun.

PAROCHINE OF ESSYE.

[Summa.]

Summa of the maillis of the parochine of Essie extendis to ane hundrethe fourtie-sewin [pounds] sex. sh. viij. d.
Summa of the multers sex bollis ane firlott.
Summa custome aittis tua bollis.
Summa marttis . . . . . ane.
Summa muttoun . . . . . tua.

Summa lambis . . . . . tua.
Summa gryiss . . . . . tua.
Summa geis . . . . . tua.
Summa capones . . . . . ane dosan aucht capones.
Summa pultre . . . . . thre dosan four pultre.
Summa egges . . . . . aucht dosan.
Summa cheikinis . . . . . ane dosan.
Summa custome buttir extendis to thratie auchtt stean buttir, with four stanes for the garbett.

LANDS OF CABRACH.

The rentall and yeirlie payment of the landis of Cabrache, sett to the tenentis under wretin.

HADDOCHE, ane pleuche.

DENSCHEILL, four oxingange, payis yeirlie:
Maill . . . . Tuentie markis.
Johne Leythe of Harthill, tenent.

REIDFUIRD, ane pleuche, payis yeirlie:

Maill . . . . Tuentie markis.
Johne Gordoun in Lichestoun, tenent.

OUER HOWBOIGE, ane pleuche, payis yeirlie:

Maill . . . . Tuentie markis.
Younge Lesmoir, tenent.

NATHER HOWBOIGE, ane pleuche, payis yeirlie:

Maill . . . . Tuentie poundis.
Buttir . . . . Tua stain of buttir.
Robert Gordoun in Andett, tenent.

ELRICK, ane pleuche, payis yeirlie:

Maill . . . . Fourtie markis.
Buttir . . . . Ane stain of buttir.
James Gordon of Knokaspack, tenent.

BALDEBAES, ane pleuche, payis yeirlie:

Maill . . . . Fourtie markis.
Johne Gordoun of Newtoun tenent.

Wedsett to Tarpersie wnder reuersion off

ROCHEFINDZEAUCHE, ane pleuche, payis yeirlie:

Maill . . . . Threscoir stanes cheis, conuertit in siluer at tuentie sh. the stain, *inde* threscoir pounds.
George Gordoun of Tarpersie, tenent.

MEKLE BRAICKLEYIS, tua pleuches, payis yeirlie:

Maill . . . . Fourscoir markis.
Buttir . . . . Four stain.
The guidvyif widowe in Oxhill, tenent.
James Gordone in Lesmurdie, cautionar.

POWNUID, ane pleuche, payis yeirlie:

Maill . . . . Fourtie markis.
Buttir . . . . Tua stain buttir.
Arthour Huie, tua oxingaitt. William Huie, tua oxingaitt.
Johne Leythe, four oxingaitt.

KIRKTOUNE, ane pleuche, payis yeirlie:

Maill . . . . Fourtie pounds maill.
Buttir . . . . Tua stain buttir.
George Ferrour, four oxingange. Johne Leythe, tua oxingange.
Adam Habrain, tua oxingange.

AUCHMAIR, ane pleuche, payis yeirlie:

Maill . . . . Tuentie markis maill.
Younge Lesmoir, tenent.

QUHYTHILLOCK, ane pleuche, payis yeirlie: Sett for four yeirs, entres 1601.

Maill . . . . Tuentie markis maill.
Buttir . . . . Tua stain buttir.
Younge Harthill, tenent.

CROIFT OF BALHILLOCK, payis yeirlie: Sett for four yeirs, entres 1601.

Maill . . . . Tene poundis maill.
George Chryistie, tenent.

CROIFT OF CRAIGINGAITT, payis yeirlie:

Maill . . . . Sax markis maill.
Buttir . . . . Tua stain buttir.

LEARGE, ane pleuche, payis yeirlie: Sett for four yeirs, entres 1601.

Maill. . . . . Tuentie pounds maill.
George Gordoun of Couclarachie, tenent.

AULDEVNYE, tua pleuches, payis yeirlie:

Maill . . . Fourtie pounds maill.

TORNAKELT, ane pleuche, payis yeirlie:

Maill . . . . Tuentie pounds maill.
James Gordoun of Prony, tenent.

AULDEUALLACHE, tua pleuches, payis yeirlie: Sett for fywe yeirs, entres 1602. His first yeirs payment to be at Zeull day thairefter.

Maill . . . . Fourtie markis maill.
Johne Leythe of Edingarach, tenent.

Sett for four yeirs, entres 1601.

THE MYLNE, ane pleuche, payis yeirlie:

Maill . . . . Fourtie markis maill.
Buttir . . . . Tua stain buttir.

Sett for thre yeirs, entres 1607.

GEAUCHE, tua pleuches.

The Geyauche, sett for tua pleuches, reseruand the ward in my lordis awne hand, for yeirlie payment of sex scoir libs. money, to be payit yeirlie at Zeul-day, the first yeirs payment at Zeul-day, jajvj^{c} and sewin yeirs, and my lord is astrictit to mak no sett of the ward but to the tenentis.

Johne Leythe, portionar, ane quarter. Johne Lawrence, ane quarter.
Patrick Sandesoun, tua oxingange. Alexander Anderson, tua oxingange.
Johne Gordoun, tua oxingange.
Patrick M'Gillevrich, cautionar.
Patrick M'Gillewriche, tua oxingange.

Suma of the hail Cabrache siluer maillis extends to 366 merks.
Suma of the buttir extendis to [17 stones.]

THE RENTALL OF THE TEYNDIS OF THE PAROCHINE OF DRUMBLAITT.

Lessindrume, payis yeirlie thre chalderis meill withe tuelf scoir thrawes stray, or fourscoir sextein bollis aittis, half infield half outfield corne, with tuelf scoir threwes of fodder, in my lordis optione.

Kirktoune Drumblaitt, payis yeirlie tuentie bollis wictuall, with sexsoir threawes of fodder.

Chappeltoune, payis yeirlie thre bollis wictuall, with sexscoir thrawes of fodder.

Stanefidle, payis yeirlie sex bollis wictuall, with thratie sex thrawes fodder.

Wadderburne and Bromhill, payis yeirlie aucht bollis wictuall, or sextein bollis aitts, with fourtie aucht threawes of stray.

Comalegye, payis yeirlie fyiftene bollis wictuall, or thratie bollis aitts, with fourscoir ten thraves of stray.

Garrye, payis yeirlie tuentie bollis wictuall, or fourtie bollis aitts, with sexcoir thrawes of fodder.

Thomastoune, payis yeirlie aucht bollis wictuall, or sextein bollis aitts, with fourtie aucht threawes fodder.

DUMOYIS payis yeirlie, auchtein bollis wictuall, with tuelff libs. siluer, conform to the sett, quhilk payit obefoir fourty aucht bollis wictuall.

COUCLARARACHYE payis yeirlie, fyiftie tua bollis wictuall.

BEIGISHILL payis yeirlie, ten bollis wictuall.

The DAUCHE of SLIAUCHE, CARVECHINE, and NEWTOUN payis yeirlie, four scoir fywe libs. siluer, for sewin chalderis fywten bollis tua firlottis.

Suma of wictuall	[158 bolls.]
Suma of siluer	[£97]

THE RENTALL of the richt noble and michtie George Marquis of Huntlye, etc. of the ERLLDOME of ENZIE, set to the tenentis wnderwretin, for the spaice of fywe yeirs. Their entres beginand at Witsonday, jaj sax hundrethe yeirs.

PAROCHINE OF BELLYE.

ORDARGATIES, four pleuches, payis yeirlie:

Sett for fywe yeirs, entres 1600. Garsome fywe yeirs, ane hnndreth sax libs. xiij. sh. iiij. d.

Maill . . . . . Alewin poundis sax sh. aucht d. maill.

Ferme . . . . Fourtie bollis ferme wictuall, thairof ten bollis meill and thratie bollis beir.

Aittis . . . . Four bollis aittis with the fodder

Custom . . . Tua marttis, ane bair, aucht wadderis, aucht lambes, aucht geis, four dosan of capones, four dosan of pultre, tua dosan of cheikinis, saxtein dosan of egges, ilk fyir hous ane reick hen.

Claith . . . . Tua dosan elnes, thre quarter bread linninge, or than ten sh. for ilk elne thairof, withe seruice wsitt and wount.

Johne Geddes, four oxingange.
James Scoitt, four oxingange.
George Symon, thre oxingange.
Bessie Anderson, sax oxingange.
John Gordoun in Licheston, aucht oxingange.
Janet Gray, twa oxingang.
Isobel Reid, twa oxingang.
James Grant, three oxingang.

AILHOUS thairof, payis yeirlie:

Talloun . . . Tua stain talloun.

Sett for thre yeirs, entres 1602.

AUCHBEIGIS, ane pleuche, payis yeirlie:

Maill . . . . Four poundis maill.
Ferme . . . . Aucht bollis ferme wictuall.
Custom . . . Ane muttoun, ane dosane of pultre, ane guis, ilk fyir house ane reick hen.

Bessie Andersone, the haill.

Sett for four yeirs, entres 1601. Na gar soum.

HALHEADIS, tua pleuches, payis yeirlie:

Ferme . . . . Four chalderis ferme wictuall.
Aittis . . . . Tua bollis aittis with the fodder.
Custom . . . Ane martt, four wadders, four lambes, four geis, tua dosan capones, tua dosan pultre, tua dosan cheikinis, aucht dosan egges, ilk fyir hous ane reik hen, seruice wsitt and wount.

CRAIG-KNOKIS payis four bollis wittuall.

Sett for fywe yeirs, entres 1600.

The CROIFT and AILHOUS thairof payis yeirlie:

Maill . . . . Tuentie sh. maill, and tua firlottis wictuall.
Talloun . . . Tua stain talloun, withe his awne seruice.

James Andersoun, tenent.

Sett for nyntein yeirs to Johne Stronoche and Anapill Myln; beginand thair entres at Witsonday jaj v^e^ fourscoir saxtein yeirs.

TULLOCHE, ane pleuche, payis yeirlie:

Maill . . . . Tene pounds maill.
Ferme . . . . Four bollis ferm wictuall.
Custom . . . Tua wadders, tua dosan of pultre, tua lambes, tua geis, ilk fyir hous ane reik hen.

Johne Stronoche and Anapill Myln, tenents.

AILHOUS thairof, payis yeirlie:

Talloun . . . Ane stean of talloun.

MYLNE of TYNETT and the CROIFT, payis yeirlie: Sett for fywe yeirs, entres 1600.

Ferme . . . . Aucht bollis ferme wictuall.
Custom . . . Ane mylne sueyne, sax capones, sex pultre, sax cheikinis, ane guis, tua dosan of egges, ilk fyir hous ane reick hen, seruice wsitt and wount.

Mariorie Gordone, tenent.

AILHOUS thairof, payis yeirlie:

Talloun . . . Tua stain of talloun.

BLAIR, ane Croift, payis yeirlie: Sett for fywe yeirs, entres 1600.

Ferme . . . . Sax bollis ferme wictuall.
Custom . . . Ane wadder, ane lamb, ane guis, ilk fyir house ane reik hen, seruice wsitt and wount.

James Leslye, wobster, tenent.

COTTOUNEHILL, tua pleuches, payis yeirlie: Sett for fywe yeirs, entres 1600. Garsoum for fywe yeirs, fourtie libs.

Maill . . . . Four pounds thraten sh. four d. maill.
Ferme . . . . Saxtein bollis wictuall, thairof sax bollis meill and ten bollis beir.
Aittis . . . . Four bollis aitts with the fodder.
Custom . . . Ane martt, four muttounes, four lambes, four geis, tua dosan of capones, tua dosan of pultre, ane dosan of cheikinis, aucht dosan of egges, ilk fyir hous ane reik hen.
Claith . . . . Tuelff elnes, thre quarter bread linninge, and ane naill, or than ten sh. for ilk elne thairof, seruice wsit and wount.

Peter Reid, four oxingange. Johne Hay, four oxingange.
Donald Symsone, tua oxingange.
Richertt Collye, ane oxingange, and third part oxingang.
George Thomsone, ane oxingang, and third partt oxingang.

Sett for fywe yeirs, entres 1600. Garsoum for fywe yeirs, thratie thre libs sax sh. viij d.

BELLIEHILL, ane pleuche, payis yeirlie:

Maill . . . . Four pounds sax sh. aucht d. maill.
Ferme . . . . Tene bollis ferme wictuall, half meill, half beir, ane boll aitts, with the fodder.
Custom . . . Tua custome wadderis, tua lambis, tua geis, sex capones, ane dosane of pultre, sex cheikinis, four dosan of egges, ilk fyir hous ane reik hen.
Claith . . . . Sex elnes thre quarter braid linninge, or than ten sh. for ilk elne thairof, with seruice, areadge, and careaidge, wsitt and wount.

AILHOUS thairof, and Croift, payis yeirlie:

Talloun . . . Thre stain of talloun.

Redeimit at Witsonday, 1598, and sett for xix. yeirs efter the redemptione.

AUCHINRATHES, thre pleuches, payis yeirlie:

Maill . . . . . Tene poundis maill.
Ferme . . . . Tuelff bollis ferme wictuall.
Quhyitt . . . Thre bollis ane firlott tua pecks ferm quhyitt.
Aittis . . . . Four bollis aittis with the fodder.
Custom . . . Ane martt, four wadders, saxtein capones, saxtein pultre, ilk tenent ane guis, ilk fyir hous ane reick hen.

AILHOUS thairof, payis yeirlie:

Talloun . . . Ane stean talloun.

Sett for fiwe yeirs, entres 1600. Garsoum fywe yeirs, thratie thre libs. sax sh. viij d.

BAIDFOUIR, ane pleuche, payis yeirlie:

Ferme . . . . Tuentie four bollis wictuall, half meill half beir.
Aittis . . . . Ane boll custome aitts, with the fodder.
Custom . . . Half ane martt, tua wadders, tua lambis, tua geis, ane dosane of capones, ane dosan of pultre, sex cheikinis, four dosan of egges, ilk fyir hous ane reick hen.
Claith . . . . Tuelf elnes linninge claithe, thre quarter bread, and ane naill, or than ten sh. for ilk elne thairof, seruice wsit and wount.

Alexander Duncan, the third of ane pleuche.
James Geddes, ane wther third.
James and Willeam Robertsones, ane wther third.

AILHOUS thairof, payis yeirlie:

Salmond . . . Ane barrell of salmond.
Mathow Hay, tenent.

DALLAQUHYIS, four pleuches, payis yeirlie:

Sett for fywe yeirs, entres 1600. Garsoum for fywe yeirs, tua hundrethe threscoir sax libs. thraten sh. four d.

Maill . . . . . Saxtein poundis maill.
Ferme . . . . Aucht chalders ferme wictuall, thairof sax chalderis beir, and tua chalders meill.
Aittis . . . . Four bollis aittis withe the fodder.
Custom . . . Tua marttis, aucht wadders, aucht lambis, tua bairris, aucht geis, four dosan capones, four dosan pultre, tua dosan cheikinis, saxtein dosan of egges, ilk fyir hous ane reick hen.
Salmound . . Ane barrell of salmound.
Claith . . . . Four dosan elnes, thre quarter braid linninge, and ane naill, or than ten sh. for ilk elne thairof, withe seruice wsitt and wount.

Alexander Dauidsoun, aucht oxingange.
Alexander Mawer, four oxingange.
Walter Hay, four oxingange.
James Andersone, four oxingange.
Alexander Andersone, four oxingange.
James Gordoun, four oxingange.
John Grantt, four oxingange.

AILHOUS of DALLAQUHYIS, payis yeirlie:

Talloun . . . Tua stain talloun.

GREINCARNE, with the AILHOUS, payis yeirlie:

Sett fot fywe yeirs, entres I601. Garsome for fywe yeirs, thraten libs. sax sh. viij. d.

Ferme . . . . Sex bollis ferme wictuall.
Aittis . . . . Ane firlott aittis, with the fodder.
Custom . . . Half ane quarter of ane martt, half ane wadder, half ane lamb, half ane guis, thre capones, thre pultre, thre cheikinis, ane dosan of egges, ilk fyir hous ane reick hen.
Claith . . . . Thre elnes linninge, or ten sh. for the elne, seruice wsitt and wount.
Martein Cheipman, tenant.

AUCHIN[ ], tua pleuches, payis yeirlie:

Sett for fywe yeirs, entres 1600. Garsome for fywe yeirs, thre-

Ferme . . . . Thre chalders aucht bollis ferme wictuall, thairof tuentie bollis meill, and thratie sex bollis beir.

scoir sax lib. xiij. sh. iiij d.

Aittis . . . . Tua bollis custome aitts, with the fodder.

Custom . . . Ane martt, four wadderis, four geis, tua dosan of capones, tua dosan pultre, ane dosan of cheikinis, aucht dosan of egges, ilk fyir hous ane reik hen.

Claith . . . . Tua dosane elnes thre quarter bread linninge, and ane nail, or than ten sh. for ilk elne thairof, withe seruice wsit and wountt.

Andro Geddes, fywe oxingang. Johne Loban, four oxingang

AILHOUS thairof, helpitt with COTTONHILL, payis yeirlie:

Talloun . . . Tua stean of talloun.

Sett for fywe yeirs, entres 1600. Garsome for fywe yeirs, thratie thre lib. sax sh. viij. d.

CULREAUCHE, ane pleuche, payis yeirlie:

Ferme . . . . Fourtie bollis ferme wictuall.

Aittis . . . . Ane boll custome aitts with the fodder.

Custome. . . Tua wadderis, tua lambis, tua geis, ane dosan of capones, ane dosan of pultre, sax cheikinis, four dosan of egges, ilk fyir hous ane reik hen.

Claith . . . . Ane dosan of elnes, thre quarter bread linninge and ane naill, or than ten sh. for ilk elne thairof, with seruice wsit and wount.

Andro Leslye, tua oxingange. Thomas Allan tua oxingange.

Alexander Dauidsone, tua oxingange. James Robertsoun, ane oxingange.

Dauid Robertsone, ane oxingange.

MYLNE of CULREAUCHE,

Sett for nyntein yeirs, entres Witsonday 1587, to Margaret Grant and James Robertsone, for thair life, payment conforme to the rentaill and garsome, euerie fywe yeirs.

AILHOUS thairof, helpitt with BYRRIS, payis yeirlie:

Talloun . . . Tua stean of talloun.

BYRIS, tua pleuches, payis yeirlie:

Ferme . . . . Fourtie aucht bollis ferme wictuall.

Custom . . Four wadderis, four lambes, four geis, tua dosan of capones, tua

dosan of pultre, ane dosan of cheikinis, aucht dosan of egges, ilk fyir hous ane reik hen, seruice wsitt and wount.

James Geddes, four oxingange. Willeam Cruiksank, four oxingange
Johne Hamiltoun, four oxingange. Johne Reid, tua oxingange.
Mr. Johne Knox, tua oxingange.

NATHER LOUNANE, ane pleuche, payis yeirlie:

Sett for fywe yeirs, entres 1600. Garsome for fywe yeirs, threscoir sax lib. thraten sh. iiij d.

Maill . . . . Fourtie sh. maill.
Ferme . . . . Saxtein bollis ferme wictuall.
Custom . . . Ane wadder, ane lamb, ane guis, sex capones, sex pultre, sax cheikinis, ilk fyir hous ane reick hen.

James Leslye, the haill.

OUER LOUNAN, with the BOITT of SPEY, ane pleuche, payes yeirlie:

Sett for fywe yeirs, entres 1600. Garsome tuentie libs.

Maill . . . . Four poundis thraten sh. four d. maill.
Ferme . . . . Aucht bollis ferme wictuall, tua pairt meill, and third part beir, with ane peck to ilk boll.
Custom . . . Ane wadder, ane lamb, ane guis, sax capones, sex pultre, sex cheikinis, ilk fyir hous ane reick hen, with doiges to the halkis, and to be astrictit to gif land to sustein tua currackers, and to be answerable for their deuaties, withe seruice wsitt and wount.

James Hay, tenent.

The MANES of BOIGEGEYGHT, ane pleuche, sett in thirdis, payis yeirlie as followis: exceptand and reseruand to my lordis awne use the bogis about the place, the medowe and the tua barnes to resawe my lordis custome stray and corne, togidder with the Gardners Croift; as also thair haill teynd schawes to be yeirlie leid to my lords awne wse.

The OUER THIRD thairof, payis yeirlie:

Ferm . . . . Tuentie tua bollis, ane firlott, ane peck, ane third part peck ferm wictuall, half maill, half beir.
Aittis . . . . Ane boll custom aittis, with the fodder.
Custom . . . Tua wadderis, withe ilk fyir hous ane reick hen, seruice about the place.

Donald Geddes, ane third. Johne Jacksone, ane third.
Johne Reid, ane third.
Walter Hay, cautionar.

The MID THIRD, payis yeirlie:

Ferme. . . . Tuentie tua bollis, ane firlott, ane peck, and third part peck ferme wictuall.
Aitts . . . . Ane boll custome aitts, with the fodder.
Custom . . . Tua wadders, ilk fyir house ane reik hen, seruice about the place.
Johne Barbour, ane fourt part. Johne Couper, ane fourt part.
James Collye, ane fourt part. Walter Logye, ane fourt part.
Walter Hay, cautionar for Johne Couper and James Collye.

NATHER THIRD, payis yeirlie:

Ferme . . . . Tuentie tua bollis, ane firlott, ane peck, and third part peck ferme wictuall.
Aitts . . . . Ane boll custome aitts, with the fodder.
Custom . . . Tua wadders, ilk fyir hous ane reik hen, seruice about the place.
George Rind, the halff. Andro Robertsoun, the wther half

Sett for fywe yeirs, entres 1600.

NEWE MYLNE of the MANES, payis yeirlie:

Ferm . . . . Aucht bollis ferm wictuall.
Barbour, tenent.

Sett for fywe yeirs, entres 1600.

JOHN COUPERIS CROIFT, payis yeirlie:

Custom . . . Sex pultre.
Claith . . . . Ane dosan elnes thre quarter braid linninge, withe seruice about the place.

Sett to Johne Gordone of Buckie in lywerent, and nyntein yeirs to his airs, entres 1602.

BINVOOID, payis yeirlie:

Maill . . . Four poundis maill.
Johne Gordone of Buckie, tenent.

The TUGENETT and the LEACK, payis yeirlie:

Sett to James Kar, 1602 yeirs, for ane thousand markis.

Salmond . . . Thratie aucht barrellis of salmond.

THOMAS GORDONE'S COBLE, payis yeirlie:

Maill . . . . Thre hundrethe tuentie thre poundis sex sh. aucht d.
Thomas Gordone, and James Gordone his brother, tenentis.

Summa of the siluer maillis of the parochin of Belly extendis to threscoir tuelf pounds, by the fischingis, [which extend to £323 6s. 8d.]

Summa of the fermes thairof, quhyitt beand conuertit, extendis, togidder with the

Summa of the custome aittis thairof, conuertit in wictuall, also extedndis to thratie sex chalders, fourtein bollis, tua firlottis, thre pecks.

Summa of the marttis, ... 8⅝
Summa of the bairris, ... 4
Summa of the muttoun, ... 54½
Summa of the lambis, ... 39½
Summa of the geis, ... 44½
Summa of the capones, ... 259
Summa of the pultre, ... 283
Summa of the cheikinis, ... 136
Summa of the egges, ... 1044
Summa of the barrellis of salmond, ... 40
Summa of the custome claithe thairof, ... 141 ells, 5 nails.
Summa of the tallow . . . . . 17 stones.

PAROCHINE OF RUTHVEN.

[SUMMA.]

Summa of the siluer maillis of the parochin off Rapthven extendis to fywe scoir nyntein libs. ten sh.

Summa of the ferme wictuall extendis to

Summa of the ferme quhyitt thairof extendis, conuertit all in wictuall, with the custome aittis also, to tuentie thre chalders, nyne bollis, thre firlottis, thre peckis and half peck wictuall.

Summa of the marttis, ... 12½

Summa of the bairris, ... 5
Summa of the muttoun, ... 39½ wedders.
Summa of the lambes, ... 20
Summa of the geis, ... 15
Summa of the capones, ... 228
Summa of the pultre, ... 208
Summa of the cheikinis, ... 60
Summa of the egges, ... 480
Summa of the brewe talloun of the said parochine extendis to . . . . . 13 stones.
Summa of the custome claithe thairof extendis to . 120 ells 2 nails.

BARONIE OF FOCHABIRS.

[Summa.]

Summa of the siluer maills of the barony of Fochabirs extendis to thre hundreth threscoir pounds thre sh. four d.
Summa of the multer wictuall, sevintein bollis beir.
Summa muttoun, ... 14 wedders.
Summa capones, ... 36
Summa pultre, ... 108
Summa brewe talloun . . . . . 4 stones.
1 mill swine.

LOCHABRE.

Mamoir, xl. mark land.

Euerie mark land payis to my lord tua marks, *inde* fourscoir markis in payment.

This lands possessit be Allane Camerone M'Ouildowy.

Memorand. Thair is fywe mark land moir nor the fourtie mark land in Mamoir, for the quhilk Allane hes payit nothinge, thairfoir to be tryitt.

This xl mark land conteines the tounes followinge:

Bellachaillus, fourtie bollis ferm.
Ownich, saxtein bollis ferm.

CULCHINNAY, sett to Ewin M'Ewin.
INCHERVYE.
COREVYNNAN.
BLAIRINCLERACHE.
CORRECHEIRRACHANE.
GLENSCHELLACHE, tua d. land payes , sett to Ewin M'Ewin.
STRONTAINCHAN, tua d. land payes , sett to Ewin M'Ewin.
CLUIFERNE.
LUNTAVRA.
BLAIRM°FOILLACHE, viii. d. land payes four marks half mark, sett to Ewin M'Ewin.
TOILDYE.
BLAIRCHIRNE, four d. land payes thre marks.
DRUMIRBANE.
CAULDWART MOIR.
CAULDWART BEIGE.
KYNDLOCHLYONE.
AUCHINTOIR.
LEPHINREAUCHE, half d. land payes

GARGAVACHE, xl. mark land.

This fourtie mark land payis to my lord fourtie markis allanerlie.
Silwester M'Randell possessor thairof.

This fourtie mark land conteinis the tounes followinge:
KILMENEVACK, ane mark land.
BRACKLETER, fywe mark land.
INNACHANE, tua mark land.
KAILCHONNAR, thre mark land.
INCHE, sex mark, half mark.
CLIONECK, tua mark land sett in Teilbowe.
MONESSE, ane mark 4 sh.
AUCHMOGOACHIN, 2 mark 8 sh.
INNERLARYE, 2 mark 8 sh. sett in Teilbowe.
INNERSEATT, 3 mark 12 sh. set in Teilbow.
BLAIROUER BEIGE, 3 marks half mark.
LERNEDRICHE, 3 mark.
AUCHMECHE, 3 mark iij sh. iiij d.

GLENAVES, tene mark land, payis yeirlie to my lord ten marks allanerly.

This land possessit be Alexander Camerone.

Conteins the tounes followinge:

BLAIRINDRYME.
AUCHLAGANE.
AUCHINDOWIE.
AUCHINGOUE.
AUCHDEACHE.

DAUCHENESSYE, xl. mark land, deuyditt and occupeit as followis, payis yeirlie to my lord fourscoir markis be the possessouris wnder wretin:

Maickrandell possessis thraten mark land and ane halfft hairof, conteinand the tounes followinge:

LYNTALLYE, , 4 marks.
BATTALLOCHE BEIGE and ANNAT, 4 marks.
BLAIROURE MOIR, 4 marks.
HALF STRONOVA, 1 mark half mark.

ALLANE CAMERONE and DUNCAN M'MARTYNE possess tuelf mark and ane half land thairof, conteinand the tounes followinge:

MACKOMER, thre marks.
BATTALLACHE MOIR and LACROY, 4 marks.
Duncan M'Martyn, possessor.
LETTERFINDLAY, INNERLAY, EUTARTANES, 3 marks land.
HALF STRONOVA.
HALF M'COMER.

DONALD M'INNES WOIR, possess fywe mark land thairof, conteinand the tounes following:

SCHEANE.
PETMACKLASSICHE.
CULLINROS.

The OFFICEAR, tene mark land thairof conteinand the tounes followinge:
TUA LENACHANES.
AUCHINCHENE.

Summa sexscoir ten mark land, by the fywe mark land in Mamoir, and is in payment tua hundrethe and ten marks.

AUCHADROME and SLEISCHEGARVOCHE, ten mark land in Lochabre, possessit be M'Innes Voir. This land is wedset to Glengarie in anno 1607, wnder reuersion of ane thousand libs. but tacks.

Total Lochaber, 210 merks.

The RENTALL of the LORDSHIPE of BADZENOCHE, at Vitsonday, 1603.

PAROCHINE SKEAREALAVEY.

ESTER LAMBULGE, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . . Four bollis.
Custom . . . Tua martis, tua wadderis, ilk tenent ane kyid or ane lamb, viij. pultre, withe areaidge and careaidge and due seruice.

WASTER LAMBULGE, tua pleuches, payis yeirlie:

Maill . . . . Thre lib. sex sh. aucht d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, with careaige and dewe seruice.

KYNRARA MOIR, four pleuches, payis yeirlie :

Maill . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua martis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, with careaige and dewe seruice.

GORTINCREIF, tua pleuches, payis yeirlie:

Maill . . . . Fyftie thre sh. four d.
Multer . . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe areaidge, careaidg, and dewe seruice.

DALPHOUR, four pleuches, payis yeirlie :

Maill . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua martis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe areaidge, careaidge, and dewe seruice.

PETTECHAERNE, four pleuches, payis yeirlie :

Maill . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe areaidge, careaidge, and dewe seruice.

DALREADYE and KYNTARCHAR, four pleuches, payis yeirlie :

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . . Four bollis.
Custom . . . Tua martis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, with areaidge, careaidge, and dewe seruice.

PETTOURYE, tua pleuches, and the third of tua pleuches, payis yeirlie:

Maill . . . . Thre lib. alewin sh. tua d.
Multer . . . Tua bollis, tua firlottis, tua pecks, and tua part pecks.

Custom . . . Ane martt and third part martt, ane wadder, ane third part wadder, sex pultre, ilk tenent ane kyid or ane lamb, withe areaidge, careaidge, and dewe seruice.

KYNCRAGYE, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . . Four bollis.
Custom . . . Tua marttis, tua muttoun, aucht pultre, ilk tenent ane kyid or ane lamb, withe areaidge, careaidge, and dewe seruice.

ESTER REATT, four pleuches, payis yeirlie:

Malcolmetosche occupies this toun in fie.

Maill . . . . Aucht libs.
Multer . . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe areaidge, careaidge, and dewe seruice.

MIDLE REATT, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe areaidge, careaidge, and dewe seruice.

WASTER REATT, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . . Four bollis.
Custom . . . Tua martis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, with areaidge, careaidge, and dewe seruice.

Suma of the Parochin of Skeraluay.

Maillis	£60 4s. 6d.
Multer	42 bolls 2F. 2½P.
Martis	21⅓
Muttoun	21⅓

Lambis or kyds 12
Pultre 86

PAROCHINE OF KYNGUSIE.

KINGUSIE BEIGE, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . Four bollis.
Custome . . . Tua martis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, with areaidge, careaidge, and dewe seruice.

ARDBRELACHE, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe careaidge, and dewe seruice.

KYNGUSIE MOIR, four pleuches, payis yeirlie:

Maill . . . . Thre lib. sex sh. aucht d.
Multer . . . . Tua bollis tua firlotts.
Ferme . . . . Tuentie four bollis.
Ferme . . . . Auchtein bollis.
Custom . . . Ane martt, ane wadder, ane lamb, aucht pultre, withe seruice, areaidge, and careaidge.

Gillechallum M'Soirll, ane quarter thairof, sett for fywe yeirs, entres 1603, sex bollis tua pecks of his wictuall sauld to him the yeirs conteint in this sett, at tua marks the boll.

MYLNE of KYNGUSIE, payis yeirlie:

Maill . . . . Aucht libs.
Custom . . . Ane dosan capones.

Sett for nyne bollis wictuall, to Alexander Gordoun of Beldornye. Mylne of Kyngusie, and the Abbay croiftis sett to Ingram Scoit for thre yeirs, his entres at

Witsonday, jaj vi^{c} and sewin yeirs, for yeirlie payment of ane chalder wictuall.

PETMEANE, tua pleuches, payis yeirlie:

Sett for thre yeirs, entres at Witsonday 1603 yeirs. Garsome thre yeiris, tua hundrethe libs thairof ane half at Mertimes next, and the wther half at Bartholme day thairefter.

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, ane kyid or ane lamb, four pultre, ane stean buttir, tua stein cheis, withe areaidge, careaidge, and dew service.
Thomas M'Allester M'Thomas, tenent to the haill.

BELLOCHROAN, four pleuches, payis yeirlie:

Maill . . . . Fyftie thre sh. four d.
Multer . . . Tua bollis, tua firlottis.
Ferme . . . . Tua chalderis.
Ferme . . . . Tuentie four bollis.
Custom . . . Ane martt, ane wadder, ane lamb, aucht pultre, withe careaidge, and dewe seruice.

STROYNE, four pleuches, payis yeirlie:

Wedsett.

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe careaidge and dewe seruice.
James Glas *alias* Mackintosche, tenent.

CLONE, four pleuches, payis yeirlie:

Macometosche hes this dauche in fie.

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.
(Payes in lambes.)
Lauchlane Macintosche, tenent.

Macometosche hes this dauche in fie.

BANNACHAR, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua martis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe careaidge and seruice.

(Payes in lambes.)

Lauchlan Macintosche, tenent.

Macolmtosche in fie.

MYLNE and CROIFTIS thairof, payis yeirlie:

Maill. . . . . Sex lib. thraten sh. four d.

Lauchlane Macintosche, tenent.

BALLETMOIR, four pleuches, payis yeirlie:

Maill. . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe areaidge, careaidge, and dewe seruice.

BALLETBEIGE, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer. . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice and careaidge.

NESINTULLICHE and INNERNAVINE, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua martis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

ESTER CROBINE, tua pleuches, payes yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer. . . . Tua bollis.

Custom . . . Ane mart, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

WASTER CROBINE, tua pleuches, payes yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . . Tua bollis.
Custom . . . Ane mart, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

PRESMUKRA, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

DALLANDACHE, tua pleuches, payis yeirlie:

Maill . . . . . Fyiftie thre sh. four d.
Multer . . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

ETTRAS, tua pleuches, payis yeirlie:

Maill . . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.
James Macintosche M'onilglas tenent to the haill, reseruand aluayes the fischinge to serue the place.

FOYNES and LAICHLANYE, tua pleuches, payis yeirlie:

Maill . . . . . Fyiftie thre sh. four d.
Multer . . . . Tua bollis.
Teynd . . . . Aucht bollis.

Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, seruice, areaidge, and careaidge.

NUIDMOIR, four pleuches, payes yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis, tua firlottis.
Custom . . . Ane mart, ane wadder, ane lamb, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.
Ferme . . . . Thratie tua bollis ferme.
Wictuall . . Auchtein bollis ferm wicttuall.

NUIDBEIGE, four pleuches, payes yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua martis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

RUTHVEN, thre pleuches, payes yeirlie:

Maill . . . . Four libs.
Multer. . . . Thre bollis.
Custom . . . Ane martt, ane half martt, ane wadder, ane half wadder, sex pultre, ilk tenent ane kyid or ane lamb, seruice, areaidge, and careaidge.

MYLNE RUTHVEN, payis yeirlie:

Maill . . . . Four libs.

INNERTROMYE, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

KEILLEHUNTLYE, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

CROIFT thairof, payis yeirlie:

Maill . . . . Tuentie sex sh. aucht d.

INNERRUGLAS, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

Summa of the Parochin of Kyngusie.

Maillis	£110
Multer	73 bolls 2 fir.
Ferme	173 bolls.
Teynd	8 bolls.
Marttis	33½
Muttoun	33½ wedders.
Lambis or kids	22
Capones	12
Pultre	146
Butteir	1 stone.
Cheis	2 stone.

PAROCHINE OF LAGANE.

OWEY and COREALDYE, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.

Multer. . . . Four bollis.
Custom . . Tua marttis, tua wadders, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaige, and careaidge.
Ewin M'Farlen, ane quarter.

CLOVNYE, thre pleuches, payes yeirlie:

Maill . . . . Four lib.
Multer. . . . Thre bollis.
Custom . . . Ane martt and half martt, ane wadder and half wadder, sex pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge and careaidge.
Andro M'Farlen, tenent to the haill.

Wedsett in James Macintosche handis.

PETTEGOVAN, tua pleuches, payes yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer. . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.
James Macintosche, tenent.

Wedsett in James Macintosche handis.

GASKMOIR, four pleuches, payes yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.
James Macintosche, tenent.

BLAIROVEY MOIR and GARGASK, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

CRATHEMOIR and GARGAGAR, fywe pleuches, payis yeirlie:

Maill . . . . Sex lib.
Multer . . . Fywe bollis.
Custom . . . Tua marttis and half martt, tua wadderis and half wadder, ten pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge and eareaidge.

MYLNE thairof.

CRATHECROYE, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

KYILARNOCHE, thre pleuches, payes yeirlie:

Maill . . . . Four lib.
Multer . . . Thre bollis.
Custom . . . Ane martt and half martt, ane wadder and half wadder, sex pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

GARVEY MOIR, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

WASTER SCHYROCHE, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

GARVEY BEIGE, tua pleuches, payes yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer. . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

ESTER SCHIROCHE, tua pleuches, payis yeirlie:

Maill . . . . Fourtie sh.
Multer . . . Tua bollis.
Custom . . . Half a martt, half a wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

TEARFADDOUNE, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . Four bollis.
Custom . . . Tua marttis, tua muttoun, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

ORD, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb withe seruice, areaidge, and careaidge.

STRAMASIE, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

BLAIROVEY BEIGE, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.

Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

GASCOLONYE, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

CATTELLEITT, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice and careaidge.

BRACKACHYE, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

Summa of the Parochine of Lagane.

Maillis	£66 18s.	4d.
Multer	43 bolls.	
Marttis	25	
Wadderis	25	
Lambis	19	
Pultre	102	

PAROCHE SKEIRINCHE.

DAUACHE BREIS COUNTELAWE and COREARNISTAILL MOIR, four pleuches, payis yeirlie:

Maill . . . . Sewin lib. sex sh. aucht d.

Multer . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

FERLATT and COREARINSTAILBEIGE, four pleuches, payis yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge, aucht pultre.

INUERMERKYE, four pleuches, payes yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . . Four bollis.
Custom . . . Tua marttis, tua wadders, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge, tua dosan pultre.

[SUMMA.]

Maill	£5 6s. 8d.
Multer	12 bolls.
Marttis	6
Wadderis	6
Pultry	16

PAROCHE OF KYNCHARDYNE.

WASTER TULLOCHE, four pleuches, payes yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

ESTER TULLOCHE, four pleuches, payes yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.

Multer . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

RYMOIR, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis.
Custom . . . Ane martt, ane wadder, four pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

GARTHMOIR, four pleuches, payes yeirlie:

Maill . . . . Fywe lib. sex sh. aucht d.
Multer. . . . Four bollis.
Custom . . . Tua marttis, tua wadderis, aucht pultre, ilk tenent ane kyid or ane lamb, withe seruice, areaidge, and careaidge.

[Summa.]

Maill	£18 13s. 4d.
Multer	14 bolls.
Marttis	7
Wadders	7
Pultry	28

RENTALL of MACKINTOSCHE fie landis within the LORDSCHIP of BADZENOCHE, sett at Witsonday, jaj vi^{c} and sewin yeirs.

SCHEPHINE, ane dauche, payes yeirlie:

Sett for thre yeirs, entres 1607.

Maill . . . . Sex libs.
Custom . . . Tua marttis, tua muttoun, tua dosan pultre, withe seruice.
Allester Mackintosche, younger, ane quarter, callit Choginfyntra.

Johne Dowe M'Coull, ane quarter, callit Choignechie.
Lauchlan Angoussoun, callit Cogyskallan.
Angus Willeamsoune, the fourt quarter, callit Cogynafern.
Tua quarters occupeit be Lauchlane, and Allester payes the maill, marttis and seruice, onlie conform to this rentall.
Item, Angus Willeamsones quarter payes onlie aucht marks for all deuaties.
Item, Johne Dowe M'Coull payes the full rentall.

DUNACHTANES, MEKLE and LYTILL, MYLNE, and CROIFT thairof, and the third partt landis of PETOURYE, nine pleuchs, and third part pleuche.

Sett to Johne Mackintosche, for the spaice of thre yeirs, his entres beginand att Witsonday, jaj vi^{c} and sewin yeirs, for yeirlie payment of ane hundrethe libs money.

Mem. My lord hes gewin to him ane discharge for the yeir of God jaj. vi^{c} and sewin yeirs.

DALLAVERTT, ane dauche, payes yeirlie:

Fourtie markis.

KYNRARANAKYILL, ane dauche, payes yeirlie:

Maill . . . . Fywe libs. sex sh. aucht d.
Multer . . . . Four bollis.
Custom . . . Tua marttis, tua muttoun, tua lambes, aucht pultre, withe seruice.

[Summa.]

Maill	£148
Multer	4 bolls.
Marttis	4
Wadders	4
Lambs	2
Pultry	32

The RENTALL of MARR, set at Witsonday, 1600.

GLENMUICK.

SPITTELHAUCHE, payis yeirlie:

Maill . . . . Tuentie sex sh. aucht d.
William Gordoun of Kenerdye, tenent.

STOIDHIRDIS CROIFT, payis yeirlie:

Maill . . . . Tuentie sex sh. aucht d

AUCHOILZIE, ane pleuche, payis yeirlie:

Wedsett under reuersion of tua thousand marks.

Buttir . . . . Tuentie stanes.
Thomas Gordoun, tenent.

TOILDOWE, ane pleuche, payis yeirlie:

Garsome for fywe yeirs, fourtie marks

Maill . . . . Tuentie sex libs. thraten sh. four d.
Custom . . . Tua lange careaigis, with tua hors.
Johne Gordoun, tenent.

AULDINRUIF, ane pleuche, payis yeirlie:

Garsome ilk fywe yeirs, fourscoir libs.

Maill . . . . Fourtie libs.
Custom . . . Four kyiddis, four dosan pultre, withe four horss, tua lange careaigis.
Johne Gordoun, tua oxingange.
Allester Ros and his guidson, ane oxingange and half.
Allester Moreis, half oxingange. Johne Macky, ane oxingange and half.
Thomas Gordoun, ane oxingange. Allester Jameson, ane oxingange and half.

Garsome ilk fywe yeirs, fourscoir libs.

BLAIRCHARRAIGE, ane pleuche, payis yeirlie:

Maill . . . . Fourtie libs.

Custom . . . Four kyiddis, four dosan pultre, four hors, tua lange careaigis.

James Gordoun, tua oxingange. Thomas Gordoun alias Dow, ane oxingange.

Alexander Gordoun, four oxingange. Allester, Dauid Moreis' sone, ane oxingange.

Garsome ilk fywe yeirs, fyiftie marks.

MYLNE GLENMUICK landis and croift, payis yeirlie:

Maill . . . . Tuentie sex libs. thraten sh. four d.

Custom . . . Tua kyiddis, ane dosan pultre, withe ane horse, tua lange careaigis.

Thomas Gordoun, tenent.

BALLINTORRYE, payis yeirlie:

Maill . . . . Aucht merks.

Willeam Gordoun of Kenerdy, tenent.

BRAICHLIE, BALLINTOBER, and the MYLNE, payis yeirlie:

Maill . . . . Tuentie libs.

Willeam Gordoun of Kenerdy, tenent.

DALMUCKACHYE, payis yeirlie:

Maill . . . . Tuentie sex sh. aucht d.

Custom . . . Half ane boll beir, half boll aitts, half ane scheip, ane quarter of ane cowe.

Willeam Gordoun of Kenerdy, tenent.

DAUCHE of STEREINE.

TULLICHE, BALLADER, MUIR, and KNOCK, payes yeirlie of fewe maill: tuentie tua poundis thraten sh. four d.

James Gordoun of Knokaspack.

CAMES-I-MAYE, payis yeirlie:

Maill . . . . Tene libs.

Sett to James Elmeislie and Jonathan Michie, for 13 yeirs, entres 1599 yeirs.

INCHMARNOCHE.

BALLEMOIR, ane pleuche, payis yeirlie:

Maill . . . . Fywe libs. sex sh. aucht d.
Custom . . . Ane wadder, ane kyid or ane lamb, and ane cowe for foigaidge, and custom.
Multer . . . . Ane boll beir, ane boll aittis with the fodder.
Johne Gardyne, tenent.

BALLINTORRYE, ane pleuche.

BALLEATRACHE, ane pleuche.

Wedsett to Donald Farquharson.

CHANDOKEILZIE, ane pleuche.

MYLNETOWN INCHEMARNOCHE, payis yeirlie:

Maill . . . . Thratie sh.
Custom . . . Tua kyiddis.
Mathowe and Willeam Duncanes, tenents.

Garsome fywe yeirs, thre libs.

ETHNICHE with the CROIFT, ane pleuche, payis yeirlie:

Custom . . . Tene stanes buttir, and fywe kyiddis allanerlye.
James Gordoun, Knokaspack, tenent.

Sett for fywe yeirs, entres Witsonday, 1605 yeirs.

COIRVROCHE, payis yeirlie:

Maill . . . . Tuentie sh

Garsome ilk fywe yeirs, tuentie sex sh. viij d.

CROIFT of TULLICHE, payis yeirlie:

Maill . . . . Tuentie sex sh. aucht d.

Alexander Middiltoun, tenent.

Garsome ilk fywe yeirs, sex lib. xiij sh. four d.

OUER WATERNADYE, tua pleuches, payes yeirlie:

Maill . . . . Four libs.

Multer. . . . Tua bollis beir, tua bollis aitts, with the fodder.

Custom . . . Half a cowe, tua muttoun, ane kyid.

Alexander Gordoun, tenent.

Garsome v. yeirs, tuentie marks.

NEWTOUNE, ane pleuche, payis yeirlie:

Maill. . . . . Four libs. aucht sh. xj. d.

Multer . . . . Ane boll multer beir.

Aittis . . . . Ane boll custome aitts with the fodder.

Custom . . . Half cowe, tua wollit wadders, tua kyids, sex pultre, withe seruice wsit and wont, ane stean of buttir.

TULLECARNE, thre pleuches.

NATHER WATTERNADYE and COBLE HEUCHE, ane pleuche, payes yeirlie:

Maill . . . . Four libs. aucht sh. xj d.

Multer. . . . Ane boll multer beir.

Aitts . . . . Ane boll custome aitts, with the fodder.

Custom . . . Half cowe, tua wadderis, tua kyids, ane stean buttir, seruice wsit and wount.

Dauid Gillanders.

FAIRLAY CROIFT:

Maill . . . . xxvj sh. viij d.

Dauid Gillanders

OUER BALNASTROYNE, ane pleuche, payis yeirlie: Garsome ilk fywe yeirs, sex lib. xiij sh. iiij d.

Maill . . . . Four libs. aucht sh. xj. d.
Multer . . . Ane boll multer beir.
Aitts . . . . Ane boll custome aitts, with the fodder.
Custom . . . Half a cowe, tua wollit wadders, tua kyiddis, withe seruice wsitt and wount.

Robert Middiltoun, tenent.

NATHER BALNASTROYNE, ane pleuche, payis yeirlie: Garsome ilk fywe yeirs, sex libs. xiij sh. iiij d.

Maill . . . . Four libs. aucht sh. xj d.
Multer . . . Ane boll multer beir.
Aitts . . . . Ane boll custome aitts with the fodder.
Custom . . . Half a cowe, tua wollit wadders, tua kyiddis, ilk fyir hous a reick hene.
Buttir . . . . Ane stean of buttir.

Isobell Gordone, tenent, and efter hir, James Middiltoun hir sone.

MYLNE of BALNASTROYNE, payis yeirlie:

Maill . . . . Tene markis maill allanerly.

Isobell Gordone, tenent, and hir son.

MYLNE of DUNATYE, four oxingange, payis yeirlie: Garsome ilk fywe yeirs, thre lib. vj sh. viij d.

Maill . . . . Four lib. aucht sh. xj d. maill.
Multer . . . Ane boll multer beir.
Custom . . . Ane quarter of a martt, a wadder, ane lamb, ilk fyir house ane reick hen, withe four oxingaitt seruice, ane stean of buttir.

James Skaid, tenent.

THE DAUCHE, four oxingange, payis yeirlie: Garsome fywe yeirs, thre libs. sex sh. viij d.

Maill . . . . Four libs. aucht sh. xj. d.
Multer. . . . Ane boll multer beir.
Custom . . . Ane quarter martt, ane wollit wadder, ane lamb, ilk fyir hous ane reik hen, seruice wsitt and wount, ane stean of buttir.

Johne Elmislye, tenent.

Garsome for fywe yeirs, sex libs. xiij sh. iiij d.

CHANDOCRAIGE, ane pleuche, payis yeirlie:

Maill . . . . Four libs. aucht sh. xj. d. maill.
Multer . . . . Ane boll multer beir.
Aitts . . . . Ane boll aitts with the fodder.
Custom . . . Half a cowe, tua wadders, tua kyiddis, ilk fyir hous a reick hen, with ane pleuches seruice, ane stean of buttir.

James Middiltoun, tenent, haifand the customes (buttir except) dischargit duringe my lord's will.

Garsome fywe yeirs, ane hundrethe libs.

CHANDMOIRIS, four pleuches, payis yeirlie:

Maill . . . . Four libs. xiij sh. iiij d.
Multer . . . Four bollis multer beir.
Custom . . . Ane custome cowe, ilk fyir hous a hen.

James Gordoun, tenent.

FORREST of MORVEINE, payis yeirlie:

Maill . . . . Ane hundreth libs.

James Gordoun, tenent.

BROIDLANE, tua pleuches, payis yeirlie:

Maill . . . . Fyiftie thre sh. four d.
Multer . . . Tua bollis multer beir.
Aitts . . . . . Tua bollis custome aitts, with the fodder.
Custom . . . Half a cowe, tua wadderis, ane kyid, ilk fyir house ane reick hen.

Alexander Middiltoun, tenent.

CROIFT of BRALYNE, payis yeirlie:

Maill . . . . Aucht sh.

CARNEQUHINGE, four oxingange, payis yeirlie:

Maill . . . . Sextein sh. aucht d.
Multer . . . . Half a boll beir.
Aittis . . . . Half a boll.

Custom . . . Half a quarter of a cowe, half a scheip, ane kyid, ilk fyir hous ane reik hen.

AULD MYLTOUNE, payis yeirlie:

Maill . . . . Tuentie sex sh. aucht d.
Alexander Middiltoun, tenent.

CASTELTOUN of ABOYNE, tua pleuches, payis yeirlie:

Wictuall . . Fourtie bollis wictuall, half meill, half malt.
Custom . . . Four wadderis, ane dosan geis, tua dosan pultre, ilk fyir hous ane reik hen, seruice wsit and wount.
Johne Sandesoun, four oxingange. Willeam Ley, four oxingange.
James Ley, four oxingange. Walter Brabiner, tua oxingange.
Willeam Brabiner, tua oxingange.

FERRAR, tua pleuches, payis yeirlie:

Wictuall. . . Thratie tua bollis wictuall.
Teynd . . . . Four libs. siluer.
Custom . . . Aucht wollit wadderis, tua dosan capones, four dosan pultre.
Sir Thomas Karr, tenent.

OUER FORMASTOUNE with the CROIFT, payis yeirlie:

Garsome ilk fywe yeirs, fourscoir marks.

Wictuall. . . Tua chalderis wictuall, half meill.
Custom . . . Four wadderis, ane dosan geis, tua dosan pultre, ilk fyir hous ane reick hen, withe seruice wsit and wount.
Willeame Cromar, sex oxingange. Johne Duncan, four oxingange.
Gilbert Mylne, tua oxingange. Alexander Mylne, tua oxingange.
Johne Skaid, tua oxingange.

NATHER FORMASTOUNE, tua pleuches, payis yeirlie:

Wictuall . . Tuentie four bollis wictuall, half meill, half malt.
Johne Middiltoune, four oxingange. Johne Gordone, Tulloch, tuelf oxingange.

DRUMGASK, tua pleuches, payis yeirlie :

Maill . . . . Auchtein lib.

James Gordoun, tenent.

Redeimt at Witsonday, 1599, and sett for 7 yeirs thairefter.

BOWNTYE, with the MYLNE, payis yeirlie:

Maill . . . . Sex libs. thraten sh. four d.

Patrick Gordoun, tenent.

Garsome ilk fywe yeirs, fourtie libs.

BALNAGOUNE, payis yeirlie :

Maill . . . . Fourtie aucht sh.

Custom . . . Ane dosan pultre.

BALWAID, ane pleuche, payis yeirlie of fewe maill :

Maill . . . . Saxtein libs.

Custom . . . Tua wadders, four lambis, ane dosan capones, ane dosan pultre.

James Gordoun, the ane half. Andro Dauidson, the wther halff.

MYLNE of DESK, payis yeirlie :

Maill . . . . Sex libs. thraten sh. four d.

Thomas Gordoun, tenent.

TULLOCHOUDYE, payis yeirlie :

Maill . . . . Aucht libs. thraten sh. four d.

Garsome ilk fywe yeirs, fourtie markis.

HALF TORQUHENDLACHYE, payis yeirlie :

Maill . . . . Sex libs. ten sh. aucht d.

Multer . . . Tua bollis beir.

Aittis . . . . Ane boll tua firlotts aitts, with the fodder.

Custom . . . Tua wadderis, tua dosan pultre, ilk fyir hous ane reick hen, withe seruice wsitt and wount.

HALF CROIFT MAREWALL, payis yeirlie:

Maill . . . . Thre libs.

GILBERT MYLNE'S CROIFT, payis yeirlie:

Wictuall . . Four bollis.
Custom . . . Ane dosan geis, dischargit induringe his seruice.
Gilbert Mylne, tenent.

[Summa.]

Maill	£426	2	2
Teind	£4	0	0
Victual	132	bolls.	
Multer beir	26	bolls.	
Aits with fodder	11½	bolls.	
Aits	1	bolls.	
Sheep (including 7 wollit wadderis)	41		
Lambs	6		
Kids	30		
Cows	6½		
Poultry	258		
Butter	38	stones.	
Geese	24		
Capens	36		

Twa lang careagis with four horses.
Four lang careagis with twa horses.
Twa lang careagis with one horse.

V.

TWO LETTERS OF 1746.

No. I.

TO JAMES URQUHART, ESQUIRE.

Abdn. the 24 of January, 1746.

Dear Sir,—The particulars of the battle not being yet come to town, I can give you little more information about it than what I on hast wrot you by the express. I send you the following list, saied to have come to Montross with a French officer, sent there to embark in the Hazard sloop for France, with the accounts. Killed and wounded, G. Hawley, G. White of Oxford's Blews, Coll. Legonier, Coll. Campbell of the Black Horse, Coll. John White, Major Webster, Capt. Orras, Cornet Johns, Earl Fanley's son, Cap. Bamberry; the rest of the names are too tedious to insert, but in all 92 officers, and 8 Presbyterian ministers. The Prince ordered all the corps to be interred, except the teachers, whose corps he would not allow the honour of burial till he should know their names and from whence they came. The killed and wounded are three thousand 250, ten thousand stand of arms got in the ffield, all the artillery and tents, a good number of prisoners. The D. of Perth was not in the action. Glengary is killed, L. John slightly wounded. It's reported that Balmorel is wounded in the breast, but not shure. It was said that old Lochiel was killed, some say wounded. How many upon our side are killed and wounded is not knowen here yet, but all accounts agriee there are only 2 persons of distinction killed, and as to others their number is but smal in comparison of the other party. A considerable body was in pursuit of the enemy, but wee must expect a day or two before wee get all the particulars, and whither the Prince has pushed forwards to Edr. Wee have not heard that the Castle of Stirling has serrendred, there was not a gun fired against it before the battle. Daniel Smith is here beat-

ing up for recruits, for the H. V. of Frendrach's battalion, and his own company. There is still a rumour of the French landing, and it is certain there is a great word about their preparations in the English papers. 8 or 10 of them came to town yesterday that had been missing, and I sat up till near 12 o' the cloak looking over them. The King of Prussia has packed up a peace withe the King of Poland and Queen of Hungary. There is lykewise a declaration from the French Court, by which the Dutch are deprived of all the advantages of trade, granted them by the treaty of Utrech, and in the year 29 or 39, which seemes to be the forerunner of a declaration of war, for which there are great preparations making in France, and orders to oppen the campaign very soon in Flanders, where the French Monarch is to be sometime in February. Now that our R. Prince is victorious, and the French either landed, or very probably will land very soon, I hope things will go on successfully; and that the same kind Providence, who has hitherto protected him, in so visible a manner, will still continue to doe it. Therefore, since everything seemes to goe fairly on, you may now sitt at home. I'm very hopefull the affaire will suceed, tho' you should give no assistance; how much you shall deserve to be commended for it afterwards, I leave it to the world to judge, or whether you had most reason to herken to the peevish reasons of some of your friends, or obey the loud cries of duty and honour. Just now I heare there is an express come to Pitfodels, but cannot yet know the contents. My service to your mother and all with you, and I am,

Dear Sir, your obedient humble servant,

To James Urquhart of Byth, Esq.,
to the care of James Reid,
att the Kirktown, King Edward.

No. II.

Madam,—It's not possible with a troop of men to gett one man, save by meer chance, although it be true in Buchan, from Cullen house to Fyvie, thence to Ellon, and, from the waterside, down to Peterhead, Fraserburgh, Pitsligo, Achmedden, Troup, Bamff, Boyn, Cullen, there are very many. They are thickest about Carnousie, Achmedden, Pitsligo, Fraser-

burgh, Altri in Old Deer parish, Inverugy, Fyvie, Monwheitir. As for this place, upon my oath, non ever was harboured or seen. The way to come att them was by a poure of men. Supose a thousand or two, in thre shyres, and in two days to cause garrisone 60 or 70 houses, this to be done in a two days time, 20 or 30 in a place; and, for every one thats apprehended, that the party who apprehended them have a compitent reward. The partys that ever came yet plaid the jade. If a lady's chamber had been named to search, the commanding officer told it was where men, not women, were, there command led them. If a wardrope had been mentioned, that sure no gentleman would abscond in such a place. If the thre shyres were cantoned, as I propose, a garrison in every eight milles to one another, and a guinea, good and private payment, given to the discoverer, many might be gott, and the more surprise it were done with the better. For example, were I in command, I would bring a body of men by Montrose to Drumleithy, Bramar, and by Strathdown, Mulbane, Fockabers; 200 men to each every day, there orders given them how to march next day, and, in three days time, they could all meet att Aberdeen, and this would drive the rebells all north befor them; and then give them orders to goe by Inverury, Inch, and the rest of that countrey, with instructions how to cantoon themselves the next day, which I would wish, if possible, to fall on a Saturday, and have print copys to be read at all churches on the morrow, Sunday. Whoever gave nottice of a rebell where he could be found, should have a crown, and if he were gott, a guinea more for every one that were gott on that information, this pay to man or woman informer, ffaithfully and secretly. And on giveing information, they were to have a lyne from the officer of the garison where such information was given in, and if he did not perform he should have redress from his collonell; and non to travell, for six days time, two milles from their own house, under pain of imprisonment, till they paid a hundred pound to the garison who apprehended them, except they had the pass of the next nearest garison, the way they had come from; and they, who had occasion to travell farr, were to get passes from garison to garrison, and non, under pain of death, and confiscation of moveables, to harbour rebells, unless they acquaint the nearest garrison; and the information of any hird, hyreman, or woman, or any other person, should be taken in. This were the only effectual way, I can think of, to doe the thing, and what were a three weeks time

to 1200 men, since they are getting pay however, and less time will doe it. All the six days the garrisons would be makeing searches or adventures, by night and day. The sojours, who went with the proclamations, might have three or four copies to leave with peple, or cast from them on the Kings road. The proclamations needed not speake of all this, but, when they came to inform, take the information, and cause them make faith after they gett their crown, because I'm affraid the word of an oath, in the information, will terrify the informers, who are already terrified by being beat by the dragoons, for putting them to needless trouble, who dayly, by their own fault, miss the prey. This is a true method, but might be better digested by ffurther advyce with Schievas, Foveraine; in generall Pittnycaddle is in Aberdeen, he will be gott nottice of att Professor Andersons. Ye should be acquainted with him; ye may be fully free with him. Though a small party lyes here, thers no motion of troups, but the women cariers travel among the rebells' houses night and day, from stage to stage. This, I assure you, if a troup came in, att six hours att night, to Strathbogie from the north, there should be word of it to Lady Badenscoth in three hours, from her to the minister of Fyvie, Badentaule att Turriff; from Fyvie goes off other two expresses, and from each of them again two, so before eight in the morning it is att Peterhead, and spreads as it goes, for every one sends off two; so they passed by Fochabers, and both accounts meet att Bamff or Achmeden, and Pitsligo. From Turriff an express goes to Byth, from that to Achmeden and Monwheiter, thence to Milln of Whitehill; this is the method, as I am credibly informed. I am informed Mr. Ja. Keith is about Inverugy, and Boyn in the countrey. Tunmonth was certaintly in Fraserburgh and Cullen, but I know not if he be now in it. One Provost Hay is in the countrey, betwixt Fraserburgh and Bamff; Captain Innes went for Stryla the 10th of Aprill, but was closs with his wife att Melross for a long time; they travel in the countrey after transformations of all kinds; Dudweik, as I am informed, is a packman with a wallet; Pittodry is buying so many swine, a dearth of them will ensue its thought, and so of others. Stonywood writs bloudily, to those he has influence on, not to surrender, for help will be er long. The two Woods, Pitouly, and severall others are still in this country I assure you.

If one troup attemp any thing, thers no way to doe but, on adventure,

to goe to a house, (for non, I hear of, except Achmedden, lodges abroad) and make search on adventure, supose Inverugy (or Fetteressay first;) Streichan, where Mr. Ferguson lives, I presume, may, if searches were makeing them loup, be resorted to; Kinnards head att Fraserburgh, Fyvie, Badenscoth, Carnousie, I believe a surprise would find somewhat in any of them; or Park, or Boyne, and Craigston I heare, but that is as Streichan. But if there were partys enough, I should try both att first. Craigston has a secret, which hid three men; as ye goe ben the hall, it is in the thickness of the wall annent your face, att the back of the end of the table, next the inner chamber door, as ye stand lookeing out att the window, which window is closs att the chamber door. Its closs at your right hand, it enters from the room above; goe up stair from the inner chamber, as ye enter the chamber at the hall thers a private room, off that room for a chamber box, under which box a pavement lifts up, and so, if there were a strong search in the countrey, some might be here; but Craigston is not ffriendly to them, his wife has an idle temper.

If the countrey were garisoned, and proclamations after my moddle, the commanders, to prevent forged passes, should have a private mark as is here. It were quite out of the road, I think, to apprehend those who have surrendered, but only, when its proper, call them in, and mind, I tell you it, when all are prisoners little will be made of their effects for ffradulent convenances . . . . that ye be acquaint with Pitnycaddle . . . . The Commons, like one man, are for concealling the rebells . . . . nor Troups man Will. Masson in Cushnie his wife; in his house about Troup stays one Barbara Strachan, the Jackobite, post mistres off Buchan, thers not one place of it all she travels not once a-week, when business is throng. It will be a wrong step to doe anything with the clergy, but legall citations; though, the treuth is, a damneder sett of villians was never in any society nor is the Episcopal clergy, yet some of them have ordered their quibble so as to be favourably touched. Monemoss is the man I mean, his own expressions is fair though ambiguous; but by an unhapy event, the sent of his family being told, may be taken for an interpretation of his meaning, (his wife and children being expressed Jacobits.) I could even as soon excuse the ffoollish Gamary, as such a one, (although he's but an empty silly thing too) if he were not, as I have the character of ffooll and knave both.

I'm informed Boynly and Fishery are great receptakles, with Techmuiry and Memsie; but thers so many clatters, everything is not to be depended on. Except Elsick, Corskie Abernethy, and J. P., on my solemn oath, I know not of a man, att least, my ffriend, whom I trust, says so, but are as venemous as ever. And I'm informed the Provest of Perth, Hay, it would pity on to hear him. Mind I tell you makeing moe would be done with great prudence. Yesterday, 20 or 24 persons passed this road, not above two together, they went wast ye know. In Brittain (for K. will had still warres, and what Queen Ann did, was but the effect of the Dutches of Malborrows councills, till that great personage fell in disgrace, then we saw how all went,) we have been ruled by Princes 90 years, who had not the spirit of Government; and, since the 60th year of our God, our royall family had not the courage to look the way they went, nor brace to speake their thought. This discouragds and makes every plott speake terror, and the more that Ch. made a sacrifice of a weak ffriend to please a strong enimy; but if it were not for this humor, which rung many years, Jackibitism which is one of the popish plote, a plote now 160 years old, would be pulled to pieces, and Brittain were happie. Wee hope K. G. race will root it out, but distrust towards the Government makes every deficulty have awe. The divisions of Lancaster and York brought it in England, for that 100 years the supressing of rebellion laid ffoundation for another in Scotland. The K. was but moderator twixt two parties of nobles. Kingdoms fell to be of on temper; I say the Royal Island fell to be of one temper, and the reformation falling in about a little att the time Lancaster and York united for Hendry 7th, and a little before the Island was under Ed. and Ja. 6th, the popish plotters had ordered things; so by Ed. 6th his death his popish sucessors, the great Q. Eliz. want of succession, King D. want of courage, his male race want of a true spirit of Government; as returnning the nation to a mynd not the like many years hus been yet gott done. But we remain eaten up with a spirit of divison, and bambusled with every appairance.

Its said Jo. Duff stays privatly in Bracoes, lodging in Bamff.

It will be a meer chance if a troup gett any good done, I know yours is greatly ffeared more than Argyle. I assure you what ye can doe, ye have great reason to serve him faithfully, but I am affraid about makeing moe. I dout not but Pro. Hay would give to gett favour; if such a

thing were lesom, he could be easily prompted. Mon is not mad without great odium, but its bad to have little more and much odium. I never saw the Provest, but he stays constantly within three milles of this.

I have write all I hau to say, and my oath, to my knowledge, not a false word. Comend me to your ffriend.

I have demonstrations letters of theirs, on to the other haveing been seen by be, only one letter but more talkeing.

Directed thus to Mistres Elingsfoord Gastein of Aberdeen.

VI.

INSTRUMENTUM SUPER AUCIS SANCTI CUTHBERTI.—1489.

Uniuersis Cristi fidelibus presentes litteras inspecturis Prepositus et balliui burgi Abirdonensis in Scocia salutem in omnium saluatore Suadet enim pietas dictat equitas et meritum inuitat ut nos super hiis que innocentes et eorum jura concernunt accescemur veritati et presertim ubi occultatione veritatis innocens poterit preiudicari Hinc est quod die date presentium coram nobis in pretorio eiusdem pro tribunali sedentibus comparuit honestus vir Henricus Polseyne opidanus de Trailsounde nos reuerentia qua decuit requirens quatinus diligentem et fidelem examinationem quarundam famosarum et fide dignarum personarum acceptare curemus de et super certis volucribus natura et nidificatione earundem infra limites anglie etc. earumque dispositiones autentice notaremus cuius quidem requestui annuentes prelibatas personas legitime citas vocatas et comparentes ad fidele testimonium in premissis perhibendum examinauimus Qui in foro conscientie et animarum suarum declararunt deposueruntque in hec verba quod in insula beati Cuthberti le Farne ylande vulgariter vocata in regni Anglie confinibus quedam ecclesia de Sancto Cuthberto decoratur in qua diuerse volucres ferine indomiteque auce Sancti Cuthberti vocitate nidificant circa quam et prope quam subtus altar et circa id ac in omnibus domibus dicte insule tempore missarum celebrationum de nidis remouent sacerdotes celebrantes aliosque presentes rostris rodunt victusque suos per maria adipiscuntur nullique vim aliquam partem earundem cedere audent dicteque volucres per potentiam humanam coqui nec assari poterint quod prius examinatum fuit per ecclesiasticos dicte ecclesie ex quo pro nullo genere humano tangantur denique le yslik liepunt plumarum earundem valet nobile aurium de Rosa. In quorum omnium et singulorum fidem

et testimonium caritatis intuitu sigilla Thome Mar unius balliuorum et Thome Prat conburgensis sunt appensa apud Abirden vi^to^ die mensis Julii anno Domino millesimo cccc^o^ octuagesimo nono presentibus ibidem Alexandro de Cameron Andrea Culan Willelmo Kintor Johanne Menzes Alexandro Angussoun burgensibus dicti burgi Hanss Skeale et Henrico Worbosse opidanis de Gripiswald cum multis aliis.

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ERRATA.

Page 23, *for* " 14 July," *read* " 24 July."
,, 35, *for* " 7th August" *read* " 27th August."
,, 56, *for* " 1357" *read* " 1557." The date is printed correctly in the Table of Contents.
,, 119, " In De inomine," should be " In Dei nomine."
,, 135, *for* " capis" *read* " lapis."
,, 147, *for* " Wiiliam" *read* " William."
,, 148, *for* " ssid," *read* " said."
,, 149, *for* " wynning them selfis and their power, not taking open parte" *read* " joyning them selfis and their power in taking open parte." This mistake has been corrected in quoting the passage in Preface p. xxxvii.
,, 166, *for* " Pitinean," *read* " Pitmain."
,, 200, the word here (and at p. 202) printed " Tyllydak," may read " Kyllyndit." The MSS. is very indistinctly written.
,, 248 *for* " Targawache" *read* " Gargawache."

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